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# FEDERAL REGISTER

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*Washington, Friday, April 23, 1948*

## TITLE 3—THE PRESIDENT

### EXECUTIVE ORDER 9950

REVOKING EXECUTIVE ORDER NO. 9877 OF JULY 26, 1947, PRESCRIBING THE FUNCTIONS OF THE ARMED FORCES

By virtue of the authority vested in me by the Constitution and laws of the United States, and as President of the United States and Commander in Chief of the Armed Forces of the United States, it is ordered that Executive Order No. 9877 of July 26, 1947, prescribing the assignment of primary functions and responsibilities to the three armed services, be, and it is hereby, revoked.

HARRY S. TRUMAN

THE WHITE HOUSE,
*April 21, 1948.*

[F. R. Doc. 48-3673; Filed, Apr. 21, 1948; 4:14 p. m.]

### EXECUTIVE ORDER 9951

RESTORING CERTAIN LAND OF THE KUWILI PARK MILITARY RESERVATION TO THE JURISDICTION OF THE TERRITORY OF HAWAII

WHEREAS by Executive Order No. 905, dated November 1, 1940, of the Governor of the Territory of Hawaii, certain hereinafter-described land in Honolulu, Territory of Hawaii, was reserved for the use of the United States for military purposes; and

WHEREAS such land is no longer needed by the United States for military purposes, and it is deemed advisable and in the public interest that it be restored to the use of the Territory of Hawaii:

NOW, THEREFORE, by virtue of the authority vested in me by section 91 of the act of April 30, 1900, 31 Stat. 159, as amended by section 7 of the act of May 27, 1910, 36 Stat. 447, it is ordered that the following-described parcel of land, together with all improvements located thereon, comprising a portion of the Government Land of Kuwili situate on the south side of Prison Road opposite Sumner Street at Kuwili, Iwilei, Honolulu, Oahu, Territory of Hawaii, be, and it is hereby, restored to the jurisdiction of the Territory of Hawaii:

Beginning at the west corner of this parcel of land and on the south side of Prison Road, the coordinates of said point of beginning referred to Government Survey triangulation station "Kawa" being 163.20 feet south and 305.44 feet west, as shown on Government Survey Registered Map 2669, and running by azimuths measured clockwise from true south:

1. 241°53′ 55.00 feet along the south side of Prison Road;
2. 331°53′ 98.57 feet along Kuwili Park and Playground (Executive Order No. 422 of July 23, 1930);
3. 50°33′ 56.65 feet along Grant 8564 to Oahu Railway and Land Company;
4. 152°10′ 109.70 feet along L. C. Award 81 F. L. to Kahawaiolaa to the point of beginning.

The area of this parcel is 5,755 square feet, more or less.

HARRY S. TRUMAN

THE WHITE HOUSE,
*April 21, 1948.*

[F. R. Doc. 48-3674; Filed, Apr. 21, 1948; 4:14 p. m.]

## TITLE 6—AGRICULTURAL CREDIT

### Chapter II—Production and Marketing Administration (Commodity Credit)

PART 245—IRISH POTATOES

SUBPART—1948 PRICE SUPPORT PROGRAM

The United States Department of Agriculture will support the price of the 1948 crop of Irish Potatoes at 90 percent of parity as of the beginning of the marketing seasons through December 31, 1948. Such price support will be accomplished by means of purchase and loan operations, of diversion operations to other than normal channels of trade including livestock feed and industrial outlets, and of export operations. In most States purchase operations will terminate generally in the early fall of 1948, the exact date possibly varying by States. With termination of purchase operations, price support will be effected by loans. Loans must be completed by December 31, 1948. Final dates for submission of applications for loans will be established by State PMA Committees. Loans will bear interest at the rate of 3 percent per annum and will mature

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FEDERAL REGISTER

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March 31, 1949, or earlier upon written demand.

Sec.
245.150 Administration.
245.151 Eligibility of growers.
245.152 Eligibility of dealers.
245.153 Eligibility of potatoes.
245.154 Support prices for eligible early and intermediate potatoes of the 1948 crop.

AUTHORITY: §§ 245.150 to 245.154, inclusive, issued under sec. 7 (a), 49 Stat. 4, as amended, sec. 4 (a) 55 Stat. 498, 56 Stat. 768; 13 U. S. C. and Sup. 713 (a), 713a–8, 50 U. S. C. App., Sup., 969; Article Third, paragraph (b), Charter of Commodity Credit Corporation.

§ 245.150 *Administration.* The program will be administered in the field by the County Agricultural Conservation Committees under the supervision of the State PMA Committees. County committees will determine or cause to be determined the eligibility of persons to participate in the program and may designate in writing certain employees of the County Agricultural Conservation Association to execute certificates of eligibility on behalf of the committee.

§ 245.151 *Eligibility of growers.* (a) Only those growers shall be eligible for participation in the price support program who:

(1) Have been determined to be in compliance with 1948 potato acreage goals established pursuant to 12 F. R. 8875, December 31, 1947.

(2) Have applied for eligibility prior to final dates established for the locality, using the form prescribed for such purpose.

(3) Have paid a nominal initial service fee determined on the basis of individual goal acreage and an estimated yield.

(b) No grower shall be eligible for participation in the price support program who sells to any person ungraded or field-run potatoes, or potatoes of or below U. S. No. 1 grade or quality, Size B, or U. S. No. 2 grade or quality regardless of size except as follows:

(1) Ungraded or field-run potatoes may be sold to the Department whenever covered in applicable Purchase Announcements, or to eligible dealers;

(2) Graded potatoes of or below U. S. No. 1 grade or quality, size B, or U. S. No. 2 grade or quality, regardless of size, may be sold to the Department or eligible dealers for disposition as directed by the Department; or upon prior approval of the Department, to processors, livestock feeders, or for export; and

(3) Cull potatoes (those below the grades or qualities specified above and those less than 1⅞ inches minimum diameter if of U. S. No. 2 grade or quality) may be sold to eligible dealers; or upon prior approval of the Department, to processors, livestock feeders, or for export.

The restriction contained in this paragraph does not apply to sales of seed potatoes officially certified and tagged by an official State seed certifying agency.

§ 245.152 *Eligibility of dealers.* An eligible dealer shall be any person, partnership, association or corporation operating under the "1948 Potato Dealer Agreement" or other contract prescribed by the Department. Information may be obtained from State PMA Committees.

§ 245.153 *Eligibility of potatoes.* All potatoes produced by eligible growers shall be eligible for price support except:

(a) Potatoes failing to meet at least the quality requirements of U. S. No. 2 grade, 1⅞ inches minimum diameter or the requirements of U. S. No. 1 grade, Size B;

(b) Potatoes (regardless of grade) damaged or affected by disease, insects, frost, or other injury to an extent rendering them unfit for normal consumption or unable to withstand normal shipment or storage;

(c) Potatoes harvested from land infested at harvest time with golden nematode or from land officially designated by a State or Federal agency as unfit for potato production because of disease or insect infestation;

(d) Potatoes the distribution of which is restricted or limited by State or Federal quarantine regulations; and

(e) Potatoes found objectionable because of odor, flavor, internal discoloration, or other invisible damage whether or not apparent at time of shipment and whether or not subject to determination by customary shipping point inspection procedure.

§ 245.154 *Support prices for eligible early and intermediate Irish potatoes of the 1948 crop.* Shown below are basic support prices per 100 pounds for U. S. No. 1 grade potatoes packed in new burlap or cotton bags, and loaded f. o. b. through carrier in carlots or trucklets at country shipping points. Basic support prices for potatoes of U. S. No. 1 grade, Size B, and U. S. No. 2 grade, 1⅞ inches minimum diameter packed and loaded as prescribed for U. S. No. 1 grade are 50 percent of those shown in the following schedule.

[*Dollars per hundredweight*]

| State and area | From beginning of season through— | | | | |
|---|---|---|---|---|---|
| | April | May | June | July | August |
| | 1 | 2 | 3 | 4 | 5 |
| Early: | | | | | |
| Alabama | ------- | 3.05 | 2.90 | 2.70 | 2.55 |
| Arizona | ------- | 2.70 | 2.65 | 2.55 | 2.60 |
| Arkansas | ------- | ------- | 2.90 | 2.50 | 2.50 |
| California | 2.85 | 2.70 | 2.65 | 2.55 | 2.60 |
| Florida: | | | | | |
| Southern [1] | 4.15 | 2.75 | 2.50 | 2.50 | ------- |
| Northern [2] | 3.65 | 3.05 | 2.80 | 2.50 | ------- |
| Other | ------- | 3.05 | 2.90 | 2.70 | ------- |
| Georgia | ------- | 3.05 | 2.90 | 2.70 | ------- |
| Louisiana | ------- | 3.05 | 2.90 | 2.70 | ------- |
| Mississippi | ------- | 3.05 | 2.90 | 2.70 | ------- |
| New Mexico | ------- | ------- | ------- | 2.35 | 2.35 |
| North Carolina | ------- | ------- | 2.90 | 2.75 | 2.65 |
| Oklahoma | ------- | ------- | 2.90 | 2.50 | 2.35 |
| South Carolina | ------- | 3.05 | 2.90 | 2.70 | ------- |
| Tennessee | ------- | ------- | 2.90 | 2.80 | 2.65 |
| Texas | 4.15 | 3.05 | 2.90 | 2.35 | 2.35 |
| Intermediate: | | | | | |
| Delaware | ------- | ------- | ------- | 2.75 | 2.65 |
| Kansas | ------- | ------- | ------- | ------- | 2.65 |
| Kentucky | ------- | ------- | ------- | 2.80 | 2.65 |
| Maryland | ------- | ------- | ------- | 2.75 | 2.65 |
| Missouri | ------- | ------- | ------- | ------- | 2.65 |
| New Jersey | ------- | ------- | ------- | ------- | 2.75 |
| Virginia | ------- | ------- | 2.90 | 2.75 | 2.65 |
| New York, Long Island | ------- | ------- | ------- | ------- | 2.75 |

[1] Counties of Charlotte, Glades, Martin, and all counties south thereof.

[2] All counties lying north of the counties of Charlotte, Glades, and Martin, and south and east of the Suwannee River.

[SEAL] RALPH S. TRIGG, *Administrator.*

APRIL 19, 1948.

[F. R. Doc. 48–3628; Filed, Apr. 22, 1948; 8:57 a. m.]

# TITLE 7—AGRICULTURE

## Chapter III—Bureau of Entomology and Plant Quarantine, Department of Agriculture

[B. E. P. Q. 569]

### PART 301—DOMESTIC QUARANTINE NOTICES

REQUIREMENTS UNDER MEXICAN FRUITFLY REGULATIONS MODIFIED; STERILIZATION OF GRAPEFRUIT REQUIRED

Pursuant to the authority vested in the Chief of the Bureau of Entomology and Plant Quarantine by § 301.64–4 (e) of the regulations supplemental to the Mexican fruitfly quarantine (7 CFR, 1945 Supp., § 301.64–4 (e)) administrative instructions to appear as § 301.64–4f in Title 7, Code of Federal Regulations, are hereby issued to read as follows:

§ 301.64–4f *Administrative instructions requiring sterilization of grapefruit.* It is hereby required that effective 12:01 a. m., April 24, 1948, and continuing throughout the 1947–48 harvesting season, all grapefruit, as a condition of certification for interstate movement from the Texas counties of Cameron, Hidalgo, and Willacy, shall be sterilized in accordance with the methods authorized in B. E. P. Q. 472, revised effective September 25, 1941 (7 CFR. Cum. Supp.,

301.64–4a). (Sec. 8, 37 Stat. 318, as amended; 7 U. S. C. 161; 7 CFR, 1945 Supp., 301.64–4)

Imposition of sterilization requirements each year is dependent upon the presence and development of Mexican fruitflies, which conditions cannot be predicted within narrow time limits. Mexican fruitflies are now present in such numbers in the Lower Rio Grande Valley that it has become necessary to impose the foregoing requirements for the sterilization of grapefruit as soon as possible. For the reasons stated, it is found upon good cause, pursuant to the provisions of section 4 of the Administrative Procedure Act (60 Stat. 238), that notice and public procedure on these administrative instructions are unnecessary, impracticable, and contrary to the public interest, and good cause is found for issuing these instructions effective less than thirty days after their publication in the FEDERAL REGISTER.

Done at Washington, D. C., this 14th day of April 1948.

[SEAL] P. N. ANNAND,
*Chief, Bureau of Entomology and Plant Quarantine.*

[F. R. Doc. 48–3627; Filed, Apr. 22, 1948; 8:57 a. m.]

### Chapter XI—Production and Marketing Administration (War Food Distribution Orders)

[W. F. O. 63, Amdt.]

PART 1596—FOOD IMPORTS

PARTIAL REVISION OF APPENDIX A

Pursuant to the authority vested in me by War Food Order No. 63, as amended (12 F. R. 459), Appendix A to the order is hereby revised by deleting the following items therefrom:

| *Food, and Commerce Import Class Number* | |
|---|---|
| Castor beans | 2231.000 |
| Castor oil | 2260.020 |

This revision shall become effective upon publication in the FEDERAL REGISTER.

(E. O. 9280, 7 F. R. 10179; E. O. 9577, 10 F. R. 8087)

Issued this 20th day of April 1948.

[SEAL] RALPH S. TRIGG,
*Administrator, Production and Marketing Administration.*

[F. R. Doc. 48–3626; Filed, Apr. 22, 1948; 8:47 a. m.]

## TITLE 9—ANIMALS AND ANIMAL PRODUCTS

### Chapter I—Bureau of Animal Industry, Department of Agriculture

PART 131—ANTI-HOG-CHOLERA SERUM AND HOG-CHOLERA VIRUS

DETERMINATION RELATIVE TO BUDGET OF EXPENSES AND FIXING RATES OF ASSESSMENT FOR THE CALENDAR YEAR 1948

On March 24, 1948, a notice of proposed rule making was published in the FEDERAL REGISTER (13 F. R. 1568) regarding the budget of expenses and the fixing of the rates of assessment for the calendar year 1948 under the marketing agreement and the marketing order (9 CFR 131.1 et seq.; 12 F. R. 5385), regulating the handling of anti-hog-cholera serum and hog-cholera virus. This regulatory program is effective pursuant to Public Law No. 320, 74th Congress, approved August 24, 1935 (7 U. S. C. 851 et seq.). After consideration of all relevant matters presented, including the proposals set forth in the aforesaid notice, it is hereby found and determined that:

§ 131.101 *Budget of expenses and rates of assessment for the calendar year 1948*—(a) *Budget of expenses.* The expenses which will necessarily be incurred by the control agency, established pursuant to the provisions of the marketing agreement and of the marketing order, for the maintenance and functioning of said control agency during the calendar year 1948, will amount to $33,675, from which shall be deducted the unexpended balance of $7,332.90 on hand with said control agency on January 1, 1948, from assessments collected during the calendar year 1947, leaving a balance of $26,342.10 to be collected during the calendar year 1948.

(b) *Rates of assessment.* Of the amount of $26,342.10 to be collected during the calendar year 1948, the sum of $25,542.10 shall be assessed against handlers who are manufacturers, and $800 shall be assessed against handlers who, as distributors, market their products principally through veterinarians or other channels. The pro rata share of the expenses of the control agency to be paid for the calendar year 1948 by each handler who is a manufacturer shall be $15.85 per million cubic centimeters (determined by the nearest whole number) of hyperimmune blood collected by such handler during the calendar year 1947; and the pro rata share of such expenses to be paid for the calendar year 1948 by each handler who, as a distributor, markets his products principally through veterinarians or other channels shall be $2.15 per million cubic centimeters (determined by the nearest whole number) of serum sold by such handler during the calendar year 1947. Such assessments shall be paid by each respective handler in accordance with the applicable provisions of the marketing agreement and the marketing order.

(c) *Terms.* As used in this section, the terms "handler," "manufacturer," "distributor," and "serum" shall have the same meaning as is given to each such term in said marketing agreement and marketing order.

(d) *Findings relative to effective date.* Compliance with the effective date requirements of the Administrative Procedure Act (60 Stat. 237; Pub. Law 404, 79th Cong., 2d Sess.) is impracticable, unnecessary, and contrary to the public interest, in that (1) the fiscal year of the control agency established pursuant to the provisions of the marketing agreement and the marketing order corresponds to the calendar year, and the current calendar year 1948 is already well advanced; (2) the expenses of operating this regulatory program since January 1, 1948, have been paid with funds representing assessments collected in excess of expenses incurred during the calendar year 1947; (3) all such funds have already been expended; and (4) in order for the administrative assessments to be collected, it is essential that the specification of the assessment rates be issued immediately so as to enable the control agency to perform its respective duties and functions under the aforesaid marketing agreement and marketing order. (49 Stat. 781; 7 U. S. C. 851 et seq.)

Done at Washington, D. C., this 19th day of April 1948.

[SEAL] N. E. DODD,
*Acting Secretary of Agriculture.*

[F. R. Doc. 48–3621; Filed, Apr. 22, 1948; 8:46 a. m.]

## TITLE 10—ARMY

### Chapter V—Military Reservations and National Cemeteries

PART 501—LIST OF EXECUTIVE ORDERS, PROCLAMATIONS AND PUBLIC LAND ORDERS AFFECTING MILITARY RESERVATIONS

HAWAII

CROSS REFERENCE: For order restoring certain land of the Kuwili Park Military Reservation to the jurisdiction of the Territory of Hawaii, affecting the tabulation contained in § 501.1, see Executive Order 9951, *supra.*

## TITLE 24—HOUSING CREDIT

### Chapter V—Federal Housing Administration

Subchapter I—War Rental Housing Insurance

PART 580—ADMINISTRATIVE RULES FOR WAR RENTAL HOUSING INSURANCE UNDER SECTION 608, NATIONAL HOUSING ACT

REGULATION OF MORTGAGOR BY COMMISSIONER IN GENERAL

Section 580.29, as published in 12 F. R. 8816, was incorrectly written, in that one sentence was omitted, and in order to correct such error, § 580.29 is hereby corrected to read as follows:

§ 580.29 *Regulation of mortgagor by Commissioner in general.* A corporate mortgagor shall be regulated through the ownership by the Commissioner of certain shares of special stock (or other evidence of beneficial interest in the mortgagor) which stock or interest will acquire majority voting rights in the event of default under the mortgage or violation of provisions of the charter of the mortgagor or the violation of any valid agreement entered into between the mortgagor, the mortgagee and/or the Commissioner, but only for a period coextensive with the duration of such default or violation. The shares of stock or beneficial interest issued to the Commissioner, his nominee or nominees and/or the Federal Housing Administration shall be in sufficient amount to constitute under the laws of the particular State a valid special class of stock or in-

terest and shall be issued in consideration of the payment by the Commissioner of not exceeding in the aggregate $100. Such stock shall be represented by certificates issued in the name of the Commissioner, and/or in the name of his nominee or nominees, and/or in the name of the Federal Housing Administration, as the Commissioner shall require. Upon the termination of all obligations of the Commissioner under his contract of mortgage insurance or any succeeding contract or agreement covering the mortgage obligation, including the obligation upon the Commissioner to issue debentures as a result of such termination, all regulation and restriction of the mortgagor shall cease. When the right of the Commissioner to regulate or restrict the mortgagor shall so terminate, the shares of special stock or other evidence of beneficial interest shall be surrendered by the Commissioner upon reimbursement of his payments therefor plus accrued dividends, if any, thereon. Such regulation and the additional regulation or restriction hereinafter provided in §§ 580.30 to 580.32, inclusive, shall be made effective by incorporation of appropriate provisions therefor in the charter or other instrument under which the mortgagor is created, or by agreement. In all cases where the insured mortgage is in excess of $200,000, the mortgagor must be a corporation or trust. In the case of an individual mortgagor, regulation by the Commissioner may be exercised through a regulatory agreement in form and content satisfactory to the Commissioner. (55 Stat. 55, 56 Stat. 305; 12 U. S. C. Sup. 1736–1742)

Issued at Washington, D. C., April 19, 1948.

FRANKLIN D. RICHARDS,
*Federal Housing Commissioner.*

[F. R. Doc. 48-3611; Filed, Apr. 22, 1948; 8:57 a. m.]

# TITLE 26—INTERNAL REVENUE

## Chapter I—Bureau of Internal Revenue, Department of the Treasury

### Subchapter F—Organization and Procedure

PART 600—ORGANIZATION

PART 601—PROCEDURE

MISCELLANEOUS AMENDMENTS

F. R. Doc. 46-15357, appearing at page 177A-22, Part II, section 1 of the issue for September 11, 1946, as amended prior to January 1, 1947 (26 CFR, Parts 600 and 601, 1946 Supp.), and as amended subsequent to December 31, 1946 (12 F. R. 950, 2560, 3220 and 5485), is hereby further amended as follows:

1. Section 600.1 *General organization, records, delegation of authority, and rules,* is amended by striking therefrom paragraph (b) (2) (ii) (*a*) *Overassessments in excess of $20,000.*

2. Section 600.4 *Income Tax Unit,* is amended by substituting for the last sentence of paragraph (b) (9) thereof the following: "It also through its stenographic section furnishes stenographic service to the various divisions of the Income Tax Unit."

3. Section 600.52 *Field divisions of the Income Tax Unit,* is amended by substituting for "Rm. 1200, 225 Broadway, New York City 7, N. Y." shown in paragraph (b) as the location of the office of the Second New York Division, the following: "Room 1120, Federal Office Building, 90 Church Street, New York 7, N. Y."

4. Section 600.53 *Technical Staff field organization,* is amended by substituting for "Denver 2, Colo., 322 Railway Exchange Bldg., 909 17 St." shown in paragraph (d) as the location of an office of the Western Division, the following: "Denver 2, Colo., 520 Continental Oil Bldg., 1755 Glenarm Place."

5. Section 601.2 *Income and excess profits taxes,* is amended as follows:

(A) Paragraph (a) is amended by adding at the end thereof another paragraph as follows: "Treasury Decision 5569 (12 F. R. 4569) relating to the taxation of nonresident aliens who are residents of the United Kingdom and foreign corporations managed and controlled in the United Kingdom, under the income tax convention and protocol between the United States and the United Kingdom, proclaimed by the President of the United States on July 30, 1946."

(B) Paragraph (b) (3) is amended by striking from the second sentence thereof the word "surtax".

(C) Paragraph (c) (1) is amended by striking from the first sentence of the fifth paragraph thereof "(except in fraud cases)", and inserting in lieu thereof the following: "(except in certain fraud cases)".

6. Section 601.13 *Rules,* is amended by substituting for the word "annual" in the second sentence of paragraph (c) thereof the word "semiannual".

(Sec. 3, 60 Stat. 238; 5 U. S. C. 1002)

[SEAL] E. H. FOLEY, Jr.,
*Acting Secretary of the Treasury.*

[F. R. Doc. 48-3623; Filed, Apr. 22, 1948; 8:47 a. m.]

# TITLE 29—LABOR

## Subtitle A—Regulations of the Secretary of Labor

PART 1—PROCEDURE FOR THE PREDETERMINATION OF PREVAILING RATES OF WAGES ON PUBLIC BUILDINGS AND PUBLIC WORKS AND ON BUILDING AND WORK FINANCED IN WHOLE OR IN PART BY LOANS OR GRANTS FROM UNITED STATES, PURSUANT TO DAVIS-BACON ACT AS AMENDED, NATIONAL HOUSING ACT, AS AMENDED, AND FEDERAL AIRPORT ACT

PART 2—GENERAL REGULATIONS

PART 6—RULES OF PROCEDURE FOR EMERGENCY BOARDS OF INQUIRY

PART 7—PROCEDURE; DIVISION OF UNION REGISTRATION, BUREAU OF LABOR STANDARDS

MISCELLANEOUS AMENDMENTS

Pursuant to the authority conferred by R. S. 161 (5 U. S. C. 22), and in accordance with section 3 (a) of The Administrative Procedure Act (60 Stat. 237; 5 U. S. C. 1001) this title is hereby revised as follows:

1. The designation of Subtitle A is changed to: "Regulations of the Secretary of Labor," and § 1.23 is amended to substitute the name John T. Kmetz for the name Philip Hannah.

2. The designation of Part 2 is changed to: "General Regulations".

3. The organization of the Department of Labor is revised as follows:

Sec.
2.001 Office of the Secretary.
2.002 Office of the Solicitor.
2.003 Bureau of Labor Statistics.
2.004 Bureau of Labor Standards.
2.005 Women's Bureau.
2.006 Bureau of Apprenticeship.
2.007 Bureau of Veterans' Reemployment Rights.
2.008 United States Employment Service.
2.009 Wage and Hour and Public Contracts Divisions.

AUTHORITY: §§ 2.001 to 2.009, inclusive, issued under R. S. 161, sec. 3, 60 Stat. 238; 5 U. S. C. 22, 1002.

§ 2.001 *Office of the Secretary*—(a) *Functions*—(1) *Secretary of Labor.* The Secretary is primarily responsible for the formulation of governmental policy in all matters affecting labor. He serves on the following interdepartmental bodies:

Federal Interdepartmental Safety Council, of which he is chairman (Executive Order 8071, March 31, 1939);

National Security Resources Board (Executive Order 9905; November 13, 1947; National Security Act of 1947 (61 Stat. 496; 50 U. S. C. 401).

National Archives Council (57 Stat. 381; 44 U. S. C. 367);

Interdepartmental Publication Board (Executive Order 9568, June 8, 1945);

Veterans' Placement Service Board (58 Stat. 284; 38 U. S. C. 693).

Under the Foreign Service Act of 1946 (60 Stat. 999; 5 U. S. C. 681, 22 U. S. C. 801), effective August 13, 1946, he designates a representative of the Department of Labor to serve as a member of the Board of the Foreign Service.

The Secretary has general responsibility for the administration of the Department of Labor, which, under the act of March 4, 1913 (37 Stat. 736; 5 U. S. C. 611), is authorized "to foster, promote, and develop the welfare of the wage earners of the United States, to improve their working conditions, and to advance their opportunities for profitable employment." He exercises this responsibility through his aides and assistants, and has the duty of reporting annually to Congress on the Department's activities. He directs and supervises the work of the constituent bureaus, offices and divisions in the Department. In addition, he has functions under particular statutes, some of which are delegated to officers in the Department, as indicated:

(i) General direction of collection of labor statistics required to be collected by the Bureau of Labor Statistics, publication of the results thereof and reporting the findings of the Bureau to Congress (37 Stat. 737, 54 Stat. 249; 29 U. S. C. 2, 2b); authorization of, and promulgation of regulations with respect to, the making of special studies by the Bureau of Labor Statistics for private persons (48 Stat. 582; 29 U. S. C. 9, 9a, 9b).

(ii) Predetermination of prevailing wage rates for laborers and mechanics employed in the performance of government construction contracts subject to the following statutes: Davis-Bacon Act, as amended (46 Stat. 1494; 40 U. S. C. 276a), which also empowers the Secretary to issue necessary rules and regulations; section 212a of the National Housing Act, as amended (48 Stat. 1246; 12 U. S. C. 1701); section 3 of the Tennessee Valley Authority Act (48 Stat. 59; 16 U. S. C. 831b), which provides for certain determinations by the Secretary of Labor in cases of disputes; section 15 (b) of the Federal Airport Act (60 Stat. 170; 49 U. S. C. 1101; and section 625 (a) of the Hospital Survey and Construction Act of 1946 (60 Stat. 1040; 42 U. S. C. 291 (h)).

The functions of the Secretary under these statutes are delegated to a designated Assistant Secretary and the Solicitor of Labor severally, subject to Part 1 of this subtitle.

(iii) Administration of the "Copeland Anti-Kickback Act" (48 Stat. 948; 40 U. S. C. 276c; Reorganization Plan No. IV, effective June 30, 1940, 54 Stat. 1236; 5 U. S. C. 133t note). Administrative functions under this act are delegated to the Office of the Solicitor of Labor.

(iv) Advisory interpretation of the requirements of the Eight-Hour Law, as amended (27 Stat. 340; 40 U. S. C. 321) upon the request of interested parties and agencies.

This function is delegated to the Solicitor of Labor.

(v) Passing upon the issuance of certificates of merit requested by national organizations of railway employees to enable them to present their claims concerning their right to participate in selection of labor members to the National Railroad Adjustment Board, under section 3 First (f) of the Railway Labor Act, as amended (44 Stat. 578; 45 U. S. C. 153 First (f)).

(vi) Administration and enforcement of the Walsh-Healey Public Contracts Act, as amended (49 Stat. 2036; 41 U. S. C. 35).

This act is administered by the Secretary through the Wage and Hour and Public Contracts Divisions, whose functions are described in Part 500 of this title. Certain final authority under the act, including promulgation of regulations, granting of exemptions, issuance of complaints, and making determinations as to the application of the ineligible list provisions under section 3, is exercised directly by the Secretary.

(vii) Administration and enforcement of the child labor provisions of the Fair Labor Standards Act of 1938, as amended (52 Stat. 1060; 29 U. S. C. 201; Reorganization Plan No. 2 of 1946, effective July 16, 1946, 59 Stat. 613; 5 U. S. C. 133y note).

The powers to issue regulations and orders under section 3 (1) of the Fair Labor Standards Act of 1938, institute injunction proceedings under section 17 and compel the production of testimony and evidence under section 9 are exercised directly by the Secretary. The rules of the Secretary issued pursuant to section 3 (1) of the act are set forth in Parts 401, 402, 422 and 441 of this title. The Wage and Hour Division, through its Branch dealing with child labor, and such other officers and employees as the Administrator designates, has been delegated authority to perform certain administrative functions under the child labor provisions of the act.

(viii) Administration of the "Wagner-Peyser Act," as amended, providing for a United States Employment Service (48 Stat. 113; 29 U. S. C. 49; Executive Order 9617, September 19, 1945; 60 Stat. 681; 29 U. S. C. 49c).

This act is administered by the United States Employment Service under the general supervision of the Secretary.

(ix) Exercising, through the Bureau of Veteran's Reemployment Rights, pursuant to section 5 (a) of the act of March 31, 1947 (61 Stat. 31; 50 U. S. C., App. 325), all functions and responsibilities of the Personnel Division, National Headquarters, Selective Service System, established under authority of section 8 (g) of the Selective Training and Service Act of 1940, as amended (54 Stat. 885; 50 U. S. C., App. 308); and, pursuant to the Supplemental Appropriation Act, 1948 (61 Stat. 610), rendering assistance to former members of the Merchant Marine in the exercise of reemployment rights established under the act of June 23, 1943 (57 Stat. 162; 50 U. S. C., App. 1472).

(x) Administration, through the Bureau of Apprenticeship, of the act of August 16, 1937 (50 Stat. 664; 29 U. S. C. 50).

(xi) Disposition of tort claims up to $1,000 against the Department of Labor, pursuant to the provisions of the Federal Tort Claims Act (60 Stat. 842; 28 U. S. C. 921).

The Secretary's functions under this act have been delegated to the Solicitor of Labor.

(xii) Exercising and performing the authority and functions regarding the filing of information by labor unions conferred by sections 9 (f) and (g) of the National Labor Relations Act, as amended by the Labor-Management Relations Act, 1947 (61 Stat. 136; 29 U. S. C. 141).

The functions of the Secretary of Labor under this provision are performed in the Division of Union Registration of the Bureau of Labor Standards.

(xiii) Exercising and performing the functions of the Department of Labor in connection with the International Labor Organization, and other international labor matters.

The international activities of the Department are supervised and coordinated, under the general direction of the Under Secretary, by the Office of International Labor Affairs in the Office of the Secretary.

(2) *Under Secretary of Labor.* The Under Secretary performs such duties as may be prescribed by the Secretary of Labor or required by law. He is authorized by statute to perform the duties of the Secretary in his absence or, in the case of the Secretary's death, resignation or removal, to perform the duties of the Secretary until a successor is appointed (60 Stat. 91, 5 U. S. C. 611a).

(3) *Assistant secretaries.* Three assistant secretaries of equal rank are provided by statute to perform such duties as the Secretary may assign or as may be required by law (60 Stat. 91, 5 U. S. C. 611b).

(4) *Special assistants.* Special assistants in the immediate Office of the Secretary are available for special or confidential assignments by the Secretary, the Under Secretary or the assistant secretaries.

(5) *Offices within the Office of the Secretary*—(i) *Library.* The Librarian is responsible for the effective organization and administration of the library services of the Department. The three divisions of the Library consist of the Readers' Services Unit, the Periodicals Unit and the Cataloging Unit.

(ii) *Office of Information.* This office, under the Director of Information, is responsible for the dissemination of information concerning the activities of the Department and its constituent bureaus, offices and agencies.

(iii) *Office of Personnel Administration.* This office, under the Director of Personnel, supervises all matters of personnel management within the Department.

(iv) *Office of Budget and Management.* This office, under the Chief Clerk and Budget Officer, supervises all business management functions of the Department.

(v) *Office of International Labor Affairs.* The Office of International Labor Affairs is responsible, under the general supervision of the Under Secretary, for the supervision, direction, policy formulation and coordination of the international activities of the Department and of its bureaus.

(b) *Field organization of the Department of Labor.* Certain functions of the Department are carried on in Regional and Territorial Offices. Specific locations of particular Regional Offices of the Department are as follows:

| Region | Headquarters office | Area served |
|---|---|---|
| 1 | Boston, Mass. | Massachusetts, New Hampshire, Maine, Vermont, Rhode Island, Connecticut. |
| 2 | New York, N.Y. | New York and New Jersey. |
| 3 | Philadelphia, Pa. | Pennsylvania and Delaware. |
| 4 | Richmond, Va. | Virginia, West Virginia, Maryland, District of Columbia. |
| 5 | Atlanta, Ga. | North Carolina, South Carolina, Georgia, Florida. |
| 6 | Birmingham, Ala. | Alabama, Mississippi Louisiana. |
| 7 | Nashville, Tenn. | Tennessee and Kentucky. |
| 8 | Cleveland, Ohio. | Ohio and Michigan. |
| 9 | Chicago, Ill. | Illinois, Indiana, Wisconsin. |
| 10 | Minneapolis, Minn. | North Dakota, South Dakota, Minnesota, Montana. |
| 11 | Kansas City, Mo. | Kansas, Nebraska, Iowa, Missouri, Colorado, Wyoming. |
| 12 | Dallas, Tex. | Texas, Oklahoma, Arkansas, New Mexico. |
| 13 | San Francisco, Calif. | California, Arizona, Nevada, Washington, Oregon, Idaho, Utah, Hawaii, Alaska. |

Specific locations of the Regional and Territorial Offices of the various bureaus are set out in connection with the description of the field organizations of the bureaus having such organizations.

In addition, the position of Territorial Representative has been established in order to carry out the purposes and policies of the Department in the territories of the United States, and to coordinate the activities of the field staffs of the bureaus of the Department in such territories. Territorial Representatives have

been appointed for Alaska, Puerto Rico and the Virgin Islands, and Hawaii. These Territorial Representatives are located at the following addresses:

*Territory and Address*

Alaska: Room 409–411, Territorial Post Office Building, Juneau, Alaska.

Hawaii: Room 351, Federal Building, King and Richard Streets, Honolulu, T. H.

Puerto Rico and the Virgin Islands: Room 412, New York Department Store Building, Stop 16½, Ponce de Leon Avenue, Santurce, San Juan, P. R.

(c) *Information and requests.* Requests for general information concerning the activities of the Department should be addressed to the Director of Information, United States Department of Labor, Washington 25, D. C.

Requests for a determination as to the merit of a claim by a national organization of railway employees to participate in selection of members of the National Railroad Adjustment Board should be addressed to the Secretary of Labor, United States Department of Labor, Washington 25, D. C.

Information as to the officer to whom and the manner in which other requests for information, applications, petitions, etc., should be made is set forth in connection with the description of functions of the individual bureaus, divisions and other operating units within the Department.

§ 2.002 *Office of the Solicitor*—(a) *Functions.* The Solicitor serves as legal adviser to the Secretary of Labor and other officials of the Department and with the aid of his staff handles all legal proceedings arising under the statutes entrusted to the Department of Labor for administration and enforcement.

(b) *Organization.* The Solicitor is assisted by an Associate Solicitor who participates in policy and administrative matters, and acts as Solicitor in his absence, and by Assistant Solicitors who assist him in matters of administration and policy. Each Assistant Solicitor is in charge of a Division of the Solicitor's Office. The Divisions and the other operating units carrying out the functions of the Solicitor are as follows:

(1) *Division of Trial Litigation.* This Division supervises trial litigation in cases with which the Department is concerned.

(2) *Division of Appellate Litigation.* This Division prepares briefs and arguments in cases in appellate courts with which the Department is concerned.

(3) *Division of Interpretations and Administrative Services.* This Division includes two branches: The Branch of Interpretations which prepares advisory opinions on interpretative questions arising under the statutes and executive orders administered by the Department; and the Branch of Administrative Services which furnishes legal advice and service to Departmental officials concerning the issuance of regulations and administrative proceedings.

(4) *Division of Bureau Service, Legislation and Trial Examining.* This Division includes the Branch of Trial Examining which consists of trial examiners who, at the designation and direction of the Secretary in specific cases, preside over administrative hearings and make initial decisions, in accordance with the rules of practice set forth in Part 203 of Title 41, in proceedings based on complaints of violations of contracts subject to the Walsh-Healey Public Contracts Act. In the performance of these functions they act independently, subject to the requirement that they comply with the precedents and policies of the Department under the act. They are available also to preside over any other hearings authorized to be conducted by the Secretary or by bureaus, offices and other agencies in the Department. The Branch of Legislation and Bureau Service, in addition to its legislative functions and the providing of legal assistance to the bureaus within the Department, prepares advisory letters in response to inquiries from members of the public with respect to labor laws with which the Department is concerned. This branch also handles claims against the Department arising under the Federal Tort Claims Act.

(5) *Division of Wage Determinations.* This Division, under authority delegated by the Secretary, is responsible for work arising in the Department under the Davis-Bacon Act, section 15 (b) of the Federal Airport Act, section 212 (a) of the National Housing Act, section 3 of the Tennessee Valley Authority Act, and section 625 (a) of the Hospital Survey and Construction Act of 1946. Under authority delegated by the Secretary it also performs administrative functions under the Copeland Anti-Kickback Act.

(6) *The Division of Employment Service and Veterans' Reemployment Rights.* This Division is divided into two branches: The Branch of Employment Service Counsel, which renders legal advice to and performs legal services required by the United States Employment Service; and the Branch of Veterans' Reemployment Rights Counsel, which renders legal advice to, and performs legal services required by the Bureau of Veterans' Reemployment Rights.

(7) *The Regional Offices.* The Regional Offices headed by Regional Attorneys, under the supervision of the Solicitor, act as legal advisers to regional offices of the Department of Labor. The attorneys in these offices prepare, try, or assist in the trial of cases, provide legal services in connection with administrative proceedings, and prepare advisory opinions on interpretative questions arising under the statutes and executive orders administered by the Department. The Regional Offices of the Office of the Solicitor are as follows:

| Regional office | Address | Area served |
|---|---|---|
| Boston, Mass. | 1148 Old South Bldg., 294 Washington St., Boston, Mass. | Massachusetts, New Hampshire, Maine, Vermont, Rhode Island, Connecticut. |
| New York, N. Y. | 1000 Parcel Post Bldg., 341 9th Ave., New York, N. Y. | New York, New Jersey. |
| Philadelphia, Pa. | 1216 Widener Bldg., Chestnut and Juniper Sts., Philadelphia, Pa. | Pennsylvania, Delaware, West Virginia, Maryland. |
| Birmingham, Ala. | Comer Bldg., Room 1908, 2026 2d Ave. N., Birmingham, Ala. | Alabama, Mississippi, North Carolina, South Carolina, Georgia, Florida, Tennessee, Virginia. |
| Cleveland, Ohio | 4237 Main Post Office Bldg., West 3d and Prospect Ave., Cleveland, Ohio. | Ohio, Michigan, Kentucky. |
| Chicago, Ill. | 1200 Merchandise Mart, 222 West North Bank Drive, Chicago, Ill. | Illinois, Indiana, Wisconsin, Minnesota. |
| Kansas City, Mo. | 3000 Fidelity Bldg., 911 Walnut St., Kansas City, Mo. | Kansas, Nebraska, Iowa, Missouri, Colorado, Wyoming, North Dakota, South Dakota. |
| Dallas, Tex. | 1114 Commerce St., Room 222, Dallas, Tex. | Texas, Oklahoma, Arkansas, New Mexico, Louisiana. |
| San Francisco, Calif. | 546 Federal Office Bldg., Fulton and Leavenworth Sts., San Francisco, Calif. | California, Arizona, Nevada, Washington, Oregon, Idaho, Utah, Montana. |
| San Juan, Puerto Rico | 412 New York Department Store Bldg., Stop 16½, Ponce de Leon Ave., Santurce, San Juan, Puerto Rico. | Puerto Rico, Virgin Islands. |

§ 2.003 *Bureau of Labor Statistics*—(a) *Functions.* The Bureau of Labor Statistics gathers and publishes information on all matters connected with labor, in the broadest sense of that term. Under the general supervision and direction of the Secretary of Labor, it collects factual information on a wide variety of questions relating to labor, and publishes the results of its investigations in periodic reports and in the Monthly Labor Review, a general survey of labor conditions in the United States and abroad (25 Stat. 182, 28 Stat. 805, 31 Stat. 155, 37 Stat. 737, 54 Stat. 249; 29 U. S. C. 1). The Bureau is authorized, under regulations prescribed by the Secretary of Labor, to make statistical studies on request and payment of the cost thereof by private persons (48 Stat. 582, 29 U. S. C. 9).

(b) *National organization.* The Commissioner of Labor Statistics is responsible for the policies and the administration of the Bureau. He is assisted by an Executive Officer and two Assistant Commissioners.

The Bureau's principal functions are allocated among four branches as follows:

The Division of Prices and Cost of Living conducts research in matters relating to prices of consumers' and industrial goods and services and rents, maintains the various price indices issued by the Bureau and prepares special studies on cost of living problems.

The Division of Employment and Occupational Outlook conducts research on matters relating to employment, pay rolls, hours worked and average hourly earnings, the employment outlook in various trades and occupations and the effects of technological developments on productivity, employment and labor costs.

The Division of Industrial Relations maintains monthly statistics on work stoppages, files of current collective bargaining agreements and directories of local and national unions, and conducts research on matters relating to employer-

employee relationships, industrial disputes and similar matters.

The Division of Wage Analysis conducts surveys of occupational wage rates and related wage practices by industry and locality, makes annual surveys of union wage scales in 5 industries, prepares indexes of wage rates for manufacturing and selected nonmanufacturing industries, collects information on current wage developments, and performs related wage research.

In addition, special staffs within the Bureau conduct research on matters relating to foreign and domestic labor problems occurring outside the field of study of the various branches of the Bureau.

(c) *Field organization.* The Regional Offices of the Bureau of Labor Statistics are as follows:

| Regional office | Address | Area served |
|---|---|---|
| Boston, Mass. | Old South Bldg., 294 Washington St., Boston 8, Mass. | Maine, New Hampshire, Vermont, Massachusetts, Connecticut, Rhode Island. |
| New York, N. Y. | 1000 Parcel Post Bldg., 341 9th Ave., New York 1, N. Y. | New York, New Jersey, Pennsylvania, Delaware, Maryland, District of Columbia. |
| Atlanta, Ga. | Sixth Floor, Silvey Bldg., 114 Marietta St. NW., Atlanta 3, Ga. | Alabama, Arkansas, Florida, Georgia, Louisiana, Mississippi, North Carolina, Oklahoma, South Carolina, Tennessee, Texas, Virginia. |
| Chicago, Ill. | 312 National War Agencies Bldg., 226 West Jackson Blvd., Chicago 6, Ill. | Illinois, Indiana, Iowa, Kansas, Kentucky, Michigan, Minnesota, Missouri, Nebraska, Ohio, North Dakota, South Dakota, West Virginia, Wisconsin. |
| San Francisco | 546 Federal Office Bldg., San Francisco 2, Calif. | Arizona, California, Colorado, Idaho, Montana, Nevada, New Mexico, Oregon, Utah, Washington, Wyoming. |

(d) *Information and requests.* Requests for general information concerning the work of the Bureau and its publications should be addressed to the Commissioner of Labor Statistics, United States Department of Labor, Washington 25, D. C. Requests for the technical assistance of the Bureau in conducting special studies to be paid for by the party requesting the assistance, should be addressed to Secretary of Labor or the Commissioner of Labor Statistics, United States Department of Labor, Washington 25, D. C. No special form is required.

Requests for statistical information and other data on labor matters of local interest should be addressed to the Regional Director of the appropriate region.

§ 2.004 *Bureau of Labor Standards*—(a) *Functions.* The Bureau of Labor Standards, under the supervision and direction of the Secretary, performs four principal functions: (1) Promotes industrial safety standards by providing technical assistance to State labor officials in developing and applying accident prevention programs, in drafting safety and health codes, and in arranging and teaching training courses for safety inspectors on industrial hazards; (2) develops standards of good labor legislation and administrative practice, analyzes pending State labor legislation, prepares summaries of State and Federal labor laws for the use of government agencies, industry and labor, and provides upon request technical assistance to State labor departments in adapting approved standards to individual State use; (3) serves as the promotional arm of the Department for continuing development of good Federal-State relationships, for developing and maintaining cooperative agreements with the States in such fields as wage and hour, safety and health, and industrial homework inspections, and promoting acceptance by the States of the standards of the conventions and recommendations of the International Labor Organization; (4) exercises the authority and performs the functions conferred upon the Secretary of Labor by sections 9 (f) and (g), Title I, Labor-Management Relations Act, 1947 (61 Stat. 136; 29 U. S. C. 141).

In fulfilling these functions the Bureau furnishes interested persons and groups and governmental agencies and officials with information and technical assistance, prepares exhibits and other visual aids, and develops and distributes publications in the fields of industrial safety, labor legislation, and industrial relations (act of March 4, 1913, establishing the Department of Labor, 37 Stat. 736, 5 U. S. C. 611; Labor-Federal Security Appropriations Act, 1948, 61 Stat. 263).

In connection with these functions the Bureau participates in inter-departmental programs of cooperation with other American republics for the raising of labor standards and improvement of general working conditions, and cooperates with other countries in similar programs.

(b) *National organization.* The Bureau is administered by a Director and an Associate Director. It has no field organization.

(c) *Information and requests.* Requests for special services which the Bureau makes available, for publications of the Bureau, for exhibits and other visual aids, or for information concerning such services, publications, and exhibits, should be addressed to the Director, Bureau of Labor Standards, United States Department of Labor, Washington 25, D. C.

§ 2.005 *Women's Bureau*—(a) *Functions.* The Women's Bureau, under the general direction and supervision of the Secretary of Labor, fomulates standards and policies which will promote the welfare of wage earning women, improve their working conditions, increase their efficiency and advance their opportunities for profitable employment. It makes investigations and publishes reports upon all matters pertaining to the welfare of women in industry (41 Stat. 987; 29 U. S. C. 13). In this connection the Bureau participates in interdepartmental programs of cooperation with other American republics by rendering advisory and technical services looking to the welfare of wage-earning women in those countries.

(b) *National organization.* The Director of the Women's Bureau is responsible for the policies and the administration of the Bureau. She is assisted by an Assistant Director.

The work of the Bureau in connection with research on matters relating to the welfare of wage-earning women, publication of materials on the legal and economic status of women and the programs and policies of the Bureau, and rendering advisory services in connection with formulation and administration of legislation to improve the working conditions of women, is carried on through the Division of Research, the Division of Editorial and Public Services and the Division of Labor Legislation and Administration.

(c) *Field organization.* The Women's Bureau has Regional Representatives who further the program of the Bureau by cooperation with governmental agencies in their own areas and serve to give the Washington office close contact with developments of concern to employed women in their sections of the country.

The location and geographical jurisdiction of existing Field Offices in this Bureau are as follows:

| Field office | Address | Area served |
|---|---|---|
| Boston, Mass. | 294 Washington St., Room 1124, Boston 8, Mass. | Maine, New Hampshire, Vermont, Massachusetts, Rhode Island, Connecticut. |
| New York, N. Y. | 919 Parcel Post Bldg., 341 9th Ave., New York, N. Y. | New York, New Jersey. |
| Philadelphia, Pa. | 1216 Widener Bldg., Philadelphia 7, Pa. | Delaware, Ohio, Pennsylvania. |
| Chicago, Ill. | 1200 Merchandise Mart, 222 West North Bank Drive, Chicago, Ill. | Illinois, Indiana, Wisconsin, Minnesota, Iowa. |
| St. Louis, Mo. | 932 New Federal Bldg., 12th and Market Sts., St. Louis, Mo. | Kansas, Nebraska, Missouri, Colorado, Wyoming, Texas, Oklahoma, Arkansas. |
| San Francisco | 142 New Federal Bldg., Fulton and Leavenworth Sts., San Francisco, Calif. | California, Arizona, Nevada, Washington, Oregon, Idaho, Utah. |

(d) *Information and requests.* Requests for copies of publications and requests for special technical assistance in problems relating to the employment and legal status of women should be addressed to the Director, Women's Bureau, United States Department of Labor, Washington 25, D. C.

Requests for information or assistance in matters of local or regional interest may be addressed to the appropriate region, or may be addressed to the Director of the Women's Bureau.

§ 2.006 *Bureau of Apprenticeship*—(a) *Functions.* The Bureau of Apprenticeship functions pursuant to the act of August 16, 1937 (50 Stat. 663, 29 U. S. C. 50), by virtue of which the Secretary of Labor is authorized and directed to formulate and promote the furtherance of labor standards necessary to safeguard the welfare of apprentices.

(b) *Organization.* To carry out these functions, the Secretary of Labor set up the Bureau of Apprenticeship under the supervision of a Director, appointed a Federal Committee on Apprenticeship composed of representatives of management, labor and interested Government agencies to develop nation-wide standards and policies for apprenticeship training, and appointed the General Committee on Apprenticeship in the Construction Industry which takes an active part in encouraging the adoption of standards by this industry.

The Bureau consists of the following units:

(1) Office of the Director: The Director is responsible for the application of national policies with respect to apprenticeship through direction of the headquarters and field organization of the agency; the encouragement of State apprenticeship activities; and the maintenance of liaison with established State agencies and with national organizations interested in apprenticeship.

(2) The Division of Research and Review, under an Assistant Director, serves as a clearing house for the national apprenticeship program. Its duties include the review of apprenticeship plans with regard to conformance with apprenticeship standards recommended by the Bureau, the registration of apprenticeship programs, the compilation of statistics, the publication of information relating to the program, and research studies of matters affecting the training of apprentices.

(3) The Division of Field Service, under an Assistant Director, consults with field training officers on field operations and organizes uniform field operating procedures for issuance by the Director. There are tweleve Regional Offices under Regional Supervisors which exercise general supervision over the activities of the Regional Offices within their respective regions. Their function is to extend through area and local offices the standards of apprenticeship to the level where the apprentice is employed. There is at least one area office in each State. The function of these offices is to coordinate the activities of the Bureau of Apprenticeship with State Apprenticeship Councils and supervise the activities of the local offices. The field men, who comprise the local offices, contact local employers who employ apprentices, in regard to the initiation of approved apprenticeship training programs and, in the absence of local or State Apprenticeship Councils, approve apprenticeship training agreements conforming to Federal standards.

The Regional Offices are as follows:

| Regional office | Address | Area served |
|---|---|---|
| Boston, Mass | 294 Washington St., Boston, Mass | Maine, Massachusetts, New Hampshire, Rhode Island, Vermont, Connecticut. |
| New York, N. Y | 270 Broadway, New York, N. Y | New York. |
| Philadelphia, Pa | 1505 Widener Bldg., Juniper and Chestnut Sts., Philadelphia, Pa. | Pennsylvania, New Jersey, Delaware. |
| Washington, D. C | Room 2043, Temporary U Bldg., Washington, D. C. | Maryland, Virginia, West Virginia, North Carolina, Washington, D. C. |
| Cleveland, Ohio | Ninth-Chester Bldg., Cleveland, Ohio | Ohio, Michigan, Kentucky. |
| Chicago, Ill | 226 West Jackson Blvd., Chicago, Ill | Illinois, Indiana, Wisconsin. |
| Atlanta, Ga | Grand Theatre Bldg., Atlanta, Ga | South Carolina, Alabama, Georgia, Florida, Tennessee. |
| Minneapolis, Minn | 416 Pence Bldg., 730 Hennepin Ave., Minneapolis, Minn. | Minnesota, Iowa, Nebraska, North Dakota, South Dakota. |
| Kansas City, Mo | Fidelity Bldg., Kansas City, Mo | Missouri, Kansas, Arkansas. |
| Dallas, Tex | 1114 Commerce St., Dallas, Tex | Louisiana, Texas, New Mexico. |
| Denver, Colo | 521 Continental Oil Bldg., 18th and Glenarm Ave., Denver, Colo. | Colorado, Idaho, Montana, Utah, Wyoming. |
| San Francisco, Calif | Federal Office Bldg., Fulton and Leavenworth Sts., San Francisco, Calif. | Oregon, Arizona, California, Washington, Nevada. |

The Bureau of Apprenticeship does not directly engage in the training or placement of apprentices, but seeks only to advise labor and management on the basic standards of apprenticeship and apprenticeship agreements and to advise them on how to put such agreements into operation. Employers or labor organizations interested in the establishment of an apprenticeship program should communicate with the Bureau of Apprenticeship, U. S. Department of Labor, Washington 25, D. C., or with one of the regional offices listed above.

Applications for employment as apprentices should be made at a local office of a State Employment Service, or to an employer, or to a labor organization in the trade.

§ 2.007 *Bureau of Veterans' Reemployment Rights*—(a) *Functions.* It is the function of the Bureau of Veterans' Reemployment Rights to assist former members of the armed forces and of the Merchant Marine in the exercise of their reemployment rights as provided by section 8 of the Selective Training and Service Act of 1940, as amended (54 Stat. 890; 50 U. S. C. App. 308), and related statutes; Service Extension Act of 1941, as amended (55 Stat. 626; 50 U. S. C. App. 351); Army Reserve and Retired Personnel Law, as amended (55 Stat. 628; 50 U. S. C. App. 401); Public Health Service Act (58 Stat. 682; 42 U. S. C. 201); act of June 23, 1943, as amended (57 Stat. 162; 50 U. S. C. App. 1471). Responsibility for this program was conferred upon the Secretary of Labor by the act of March 31, 1947 (61 Stat. 31; 50 U. S. C. App. 325) and the Labor-Federal Security Appropriation Act, 1948 (61 Stat. 263).

(b) *Organization*—(1) *Office of the Director.* The Director of the Bureau of Veterans' Reemployment Rights is responsible, under the general supervision of the Secretary of Labor and the Veterans' Reemployment Rights Committee of the Department of Labor, for the administration of all activities of the Bureau of Veterans' Reemployment Rights. He is assisted by a Field Liaison Officer, who is in immediate charge of the operation of field offices.

(2) *Field organization.* The field organization of the Bureau of Veterans' Reemployment Rights is comprised of local Volunteer Reemployment Committeemen, who have been designated by the Secretary of Labor and serve without pay, and field representatives of the Bureau and their assistants. The services of this organization are augmented by the facilities of local offices of State Public Employment Service Agencies.

The initial points of contact for veterans and employers, seeking advice with respect to statutory reemployment rights, are the local offices of the State Public Employment Services, affiliated with the United States Employment Service. These local offices serve for the purpose of distributing published information and of referring veterans and employers seeking advice or assistance to local Volunteer Reemployment Committeemen, who serve to advise veterans and employers and to resolve controversies regarding reemployment rights by negotiation and voluntary settlement. Controversies not so disposed of are forwarded by the Volunteer Reemployment Committeemen to the nearest field office of the Bureau of Veterans' Reemployment Rights by which further efforts are made to negotiate an amicable settlement. In those cases where such settlement is not reached, the matter is referred to the local United States attorney if the latter is reasonably satisfied that the veteran is entitled to the benefits of these statutes.

There are 18 field offices and, under them, 17 area offices, located as follows:

| Field office | Address | Area served |
|---|---|---|
| Boston, Mass | Old South Bldg., 294 Washington St., Boston 8, Mass. | Massachusetts, Rhode Island, Maine, New Hampshire, Vermont. |
| New York, N. Y | 11 West 42d St., Room 2240, New York 18, N. Y. | New York, New Jersey, Connecticut. |
| Area offices: | | |
| Albany, N. Y | Hoy Building, 39 Columbia St., Albany 1, N. Y. | |
| Buffalo, N. Y | 243 Washington St., Buffalo 3, N. Y. | |
| Trenton, N. J | Rm. 251-D, Federal Bldg., Post Office Department, Trenton 9, N. J. | |
| Hartford, Conn | Industrial Building, Rm. 1205, 983 Main St., Hartford, Conn. | |
| Philadelphia, Pa | 1224 Widener Bldg., Chestnut and Juniper St., Philadelphia 7, Pa. | Pennsylvania, Delaware. |
| Area offices: | | |
| Harrisburg, Pa | 1835 North Third St., Harrisburg, Pa. | |
| Pittsburgh, Pa | 502 East New Federal Bldg., Pittsburgh, Pa. | |
| Washington, D. C | 7326 Labor Department Bldg., Washington 25, D. C. | Washington, D. C., West Virginia, Maryland. |
| Cleveland, Ohio | Rm. 521, Federal Bldg., Cleveland 14, Ohio | Ohio. |
| Area offices: | | |
| Columbus, Ohio | Hartman Bldg., Room 301, 79 East State St., Columbus, Ohio. | |
| Cincinnati, Ohio | 1202 Fountain Square Bldg., 505 Walnut St., Cincinnati, Ohio. | |

| Field office | Address | Area served |
|---|---|---|
| Louisville, Ky | Republic Bldg., Room 512, 429 West Walnut St., Louisville, 2, Ky. | Kentucky, Indiana, Tennessee. |
| Area offices: Indianapolis, Ind | Room 213, Main Post Office Bldg., Indianapolis, Ind. | |
| Nashville, Tenn | 614 8th Ave. South, Nashville, Tenn. | |
| Detroit, Mich | 675 Federal Bldg., Detroit 26, Mich | Michigan. |
| Chicago, Ill | Room 408, 226 West Jackson Blvd., Chicago 6, Ill. | Illinois, Wisconsin. |
| Area office: Madison, Wis | 303 Post Office Bldg., Madison, Wis. | |
| Raleigh, N. C | Room 314, Raleigh Bldg., 5 West Hargett St., Raleigh, N. C. | North Carolina, South Carolina, Virginia. |
| Area offices: Columbia, S. C | 3065 Blossom St., Columbia, S. C. | |
| Richmond, Va | Room 245, 900 North Lombardy St., Richmond, Va. | |
| Montgomery, Ala | Old Post Office Bldg., Room 204 Dexter Ave., Montgomery, Ala. | Alabama, Mississippi. |
| Atlanta, Ga | Grant Theater Bldg., 157 Peachtree St., Atlanta 3, Ga. | Georgia, Florida, Puerto Rico. |
| St. Paul, Minn | 1200 Commerce Bldg., 4th and Wabasha, St. Paul, Minn. | Minnesota, South Dakota, North Dakota. |
| Area office: Duluth, Minn | 404 Christie Bldg., 128 North 4th Ave., West Duluth, Minn. | |
| Kansas City, Mo | Fidelity Bldg., Room 2708-2710, Kansas City 6, Mo. | Missouri, Kansas, Iowa, Nebraska. |
| Area office: Des Moines, Ia | 419 Federal Office Bldg., West 5th and Court Ave., Des Moines, Iowa. | |
| Oklahoma City, Okla | 313 Council Bldg., 3d and Broadway, Oklahoma City, Okla. | Oklahoma, Arkansas. |
| Dallas, Tex | Room 624, 1114 Commerce St., Dallas 2, Tex | Texas, Louisiana. |
| Area office: New Orleans, La. | Masonic Temple Bldg., Room 1512, New Orleans, La. | |
| Denver, Colo | Burns Vault Bldg., Room 406, 1536 Welton St., Denver 2, Colo. | Colorado, Utah, Wyoming, New Mexico. |
| San Francisco, Calif | Federal Office Bldg., Room 102, San Francisco 2, Calif. | California, Nevada, Arizona, Hawaii. |
| Area office: Los Angeles, Calif. | Herman W. Hellman Bldg., Room 416-417, 354 Spring St., Los Angeles, Calif. | |
| Seattle, Wash | Federal Office Bldg., Room 37, Seattle 4, Wash. | Washington, Oregon, Idaho, Montana, Alaska. |
| Area office: Portland, Oreg | 313 A Old United States Court House, Portland 4, Oreg. | |

(c) *Information and requests.* Rules of the Department of Labor on disclosure of official information, set forth in §§ 2.7 and 2.8 are applicable to the Bureau of Veterans' Reemployment Rights. Requests for general information concerning the statutes administered by the Bureau should be addressed to the Director, Bureau of Veterans' Reemployment Rights, U. S. Department of Labor, Washington 25, D. C., or to the nearest field or area office at the locations listed above.

§ 2.008 *United States Employment Service.*

NOTE: Statements of the functions, organization, and procedure of the United States Employment Service are set forth in Parts 20, 21, 22, 23, 24, and 25 of this title.

§ 2.009 *Wage and Hour and Public Contracts Divisions.*

NOTE: Statements of the functions and organization, and procedural and substantive rules of the Wage and Hour Division, are set forth in Parts 500, 501 and 502 of this title. Statements of the functions and organization, and procedural and substantive rules of the Public Contracts Division are set forth in Chapter II of Title 41.

4. The present § 2.5 is rescinded, and § 2.6a is renumbered § 2.5, and amended by substituting the words "Division of Union Registration of the Bureau of Labor Standards" for "Office for the Registration of Labor Organizations."

5. Part 6 is rescinded.

6. Part 7 is amended (a) by changing its designation to: "Procedure; Division of Union Registration, Bureau of Labor Standards," and (b) by substituting in § 7.1 thereof the words "Division of Union Registration of the Bureau of Labor Standards" for "Office for the Registration of Labor Organizations."

## Chapter I—United States Employment Service, Department of Labor

PART 20—UNITED STATES EMPLOYMENT SERVICE FUNCTIONS, ORGANIZATION AND PROCEDURES WITH RESPECT TO GRANTS-IN-AID

Subtitle B is revised by adding the following as Part 20 of this subtitle:

SUBPART A—FUNCTIONS AND ORGANIZATION

Sec.
20.1 Functions.
20.2 Organization.
20.3 Delegations of final authority.
20.4 Disclosure of information.

SUBPART B—ADMINISTRATIVE PROCEDURES WITH RESPECT TO GRANTS-IN-AID TO THE STATES

20.5 Submission and approval of State plans.
20.6 Certification of funds.
20.7 Forms and instruction.
20.8 Review and audit of State and local administration.
20.9 Withholding or revoking certifications.

AUTHORITY: §§ 20.1 to 20.9, inclusive, issued under R. S. 161, 37 Stat. 736, 48 Stat. 113, as amended, Title IV, 58 Stat. 283, Pub. Law 40, 80th Cong., 61 Stat. 55; 5 U. S. C. 22, 611, 29 U. S. C. 49, 38 U. S. C. Sup. 695; E. O. 9617, Sept. 19, 1945, 10 F. R. 11929.

SUBPART A—FUNCTIONS AND ORGANIZATION

§ 20.1 *Functions of the United States Employment Service*—(a) *General.* It is the function of the United States Employment Service, under the Wagner-Peyser Act (48 Stat. 113, 29 U. S. C. 49), as amended, and Title IV of the Servicemen's Readjustment Act of 1944 (58 Stat. 284, 38 U. S. C. 695), as amended, to administer grants to the States, and to the Territories of Alaska and Hawaii (which are hereinafter referred to as "States"), for public employment offices, and to promote, develop and assist in the coordination of a Nation-wide system of public employment offices. Through such offices the following coordinated services are rendered to workers and employers:

(1) Placement services.
(2) Employment counseling services.
(3) Special services for veterans.
(4) Industrial services.
(5) Labor market information services.
(6) Cooperation with community groups.
(7) Special Services for Agriculture and Related Industries.

In order to increase the usefulness of public employment offices, the United States Employment Service develops and prescribes minimum standards of efficiency and promotes uniformity in their procedures, provides assistance in meeting peculiar local problems, furnishes and publishes information about opportunities for employment and other information of value in the operation of the system, and maintains procedures for clearing labor between the several States. As part of this nationwide system the United States Employment Service maintains a public employment service for the District of Columbia and a Veterans Employment Service in Puerto Rico and the Virgin Islands.

(b) *Placement services.* The basic function of the Employment Service is the placement service which is maintained. This service is primarily geared to bring together employers seeking workers and workers seeking employment. Job applications are accepted at local employment offices and job orders solicited and otherwise obtained from employers. Referrals of applicants are made to available job openings thus giving the employer access to the greatest number of qualified job seekers including workers outside of the community in the event that the demand cannot be met locally.

(1) *Interstate clearance program.* This is a nationwide placement program designed to alleviate abnormal local labor shortages and surpluses. It supplements corresponding inter-area programs within the several States and programs developed between adjoining States to serve single labor-market areas covering parts of two or more States. Through this program local labor shortages which cannot be met within a State, as well as local labor surpluses within a State, are reported to the United States Employment Service which, upon request, provides assistance to State agencies and employers in recruiting workers for employment in areas of need.

(2) *National clearing house program.* The Employment Service renders a nationwide service for the placement of professional, scientific and executive personnel. It provides placement facilities for personnel whose professional, scientific or executive qualifications warrant their being placed in a nationwide labor market by supplementing local placement operations with placement services in the headquarters office of the United States Employment Service.

(c) *Employment counseling services.* Persons with special employment problems are given employment counseling to assist them in making an occupational choice and developing a sound vocational plan. Veterans, youths, the handicapped, and other workers displaced by industrial or economic changes are those most often needing this assistance. The counseling services afforded help the worker to consider his own employment aptitudes, experience, and what he would like to do in light of prospective job opportunities and to determine the training required to enter an appropriate field of work.

(d) *Special services for veterans.* In cooperation with the State employment service agencies, the Veterans Employment Service works to provide for veterans the maximum of job opportunity in the field of gainful employment. Activities of the Service include promoting the interest of employers in employing veterans; developing job orders for veterans; securing the assistance of veteran organizations and other groups in solving employment problems of veterans; ensuring that veterans who are applicants in local employment offices are receiving the special counseling and placement services which the law stipulates they should have, that disabled veterans are being given full advantage of selective placement techniques designed to match their physical abilities with the physical requirements of jobs, and that in selection and referral of applicants veterans are given priority over nonveterans and disabled veterans are given priority over other veterans; and recruiting qualified veterans for job openings on file in local offices.

(e) *Industrial services.* Industrial services comprise the assistance given to outside groups, such as employers, labor organizations, schools and other government agencies in the application and use of Employment Service materials, techniques and procedures for the purpose of resolving their employment problems and of advancing the stability of employment through proper selection and assignment, transfer and promotion of workers and the provision of a work environment conducive to maximum production and job satisfaction for workers.

(f) *Labor market information service.* The Employment Service collects, analyzes, interprets and distributes current employment information showing trends in labor supply and demand and current and prospective labor market conditions. This service is used by employers in determining recruitment methods and plant location, labor unions in determining apprenticeship programs, schools and colleges in planning vocational programs, and community agencies in developing employment and encouraging production expansion.

(g) *Cooperation with community groups.* The Employment Service, working through civic planning committees, schools and other agencies, and employer and labor organizations, acts as the community center for the solution of employment problems. By means of its labor market reports the community is kept informed of local labor trends and requirements, thereby facilitating the introduction of new industries and the training of workers to meet expanding requirements of local industries, trades and services. The Employment Service works in cooperation with local groups to meet the seasonal demand for workers in the community.

(h) *Special services for agriculture and related industries.* These services are maintained in connection with the nationwide system of public employment offices to provide a year-round farm placement service to workers in agricultural and related industries and to employers; to augment the normal supply of workers in agricultural and related industries by the recruitment of other workers from within the domestic market during periods of seasonal needs; and to facilitate the movement of migratory workers needed to meet seasonal requirements beyond the available local labor supply.

§ 20.2 *Organization of the United States Employment Service*—(a) *Headquarters Office*—(1) *Office of the Director.* The Director of the United States Employment Service is responsible, subject to the general supervision of the Secretary of Labor, for the formulation and administration of all policies and activities of the United States Employment Service with the exception of policies concerning veterans formulated by the Veterans' Placement Service Board. He is assisted by a Deputy Director, who acts for him in his absence, and by Assistant Directors and Division Chiefs, each of whom is in charge of a division of the headquarters office.

(2) *Division of Program Policy.* This division participates in the development of policy, standards of efficiency and regulations for all phases of the Employment Service programs; is responsible for the organization and maintenance of the National Advisory Council, and coordinates its services and activities; directs minority group programs and relations; directs the broad phases of employment counseling placement of handicapped workers, and occupational testing programs; and directs the broad phases of the staff training programs, including the development of staff training materials on all phases of the Employment Service Program.

(3) *Division of Field Service.* This division is responsible for the over-all program for grants to States and for Field Office operations, including evaluation of local office organization and procedures; establishment of placement standards; development and maintenance of State Merit Systems; standard coordination of all field activities, such as analysis of State plans of operation and budgets, and the approval of Grants; and maintenance of the Labor Clearance Program and the National Clearing House.

(4) *Division of Business Administration.* This division is responsible for the central control of all funds, personnel, and general service functions throughout the USES. Within this scope fall the formulation of policy affecting the business management of all divisions of the Service; preparation, submission and administration of budgets; performance of all functions involving expenditure of money, including the audit of Grants to States; conducting organizational surveys; recruitment and allocation of personnel; procurement of space, supplies, equipment, and duplicating services; provision for messenger service; and maintenance of a mail and file service.

(5) *Veterans' Employment Service.* This service is headed by a Chief, who also serves as Executive Secretary of the Veterans' Placement Service Board, and functions through staff assistants in the headquarters office and Veterans' Employment Representatives and their Assistants assigned to work with State public employment service agencies. Veterans' Employment Representatives are administratively responsible to the Veterans' Placement Service Board, through the Chief of the Veterans' Employment Service, and in cooperation with the public employment service agency in each State, are functionally responsible for supervision of services for veterans in local public employment offices, and for the development of job opportunities for veterans.

(6) *Division of Technical Service.* The division plans the program for collection, analysis, and dissemination of labor market information; maintains a national reporting system for the State and local employment offices including the collection, compilation, analysis and interpretation of operating statistics on an occupational, industry, and geographical area basis; and development and promotion of occupational analysis.

(7) *Division of Farm Placement.* This division plans and directs the operation of a farm placement program: including coordination of the interstate flow of migratory farm labor; recommendation of recruitment, placement and reporting procedures; provision for the flow of labor supply and demand information among the States; and liaison with national organizations concerned with this service.

(b) *Field offices.* Each field office, which is headed by a director, is the agency through which operating relationships are maintained in that region with State public employment service agencies and local public employment offices. There are twelve field offices, located as follows:

| Field office | Address | Area served |
|---|---|---|
| Boston, Mass. | 294 Washington St., Boston 8, Mass. | Connecticut, Maine, Massachusetts, New Hampshire, Rhode Island, Vermont. |
| New York, N. Y. | 11 West 42d St., New York 18, N. Y. | New York. |
| Philadelphia, Pa. | 605 Custom House, Second & Chestnut Sts., Philadelphia 6, Pa. | Delaware, New Jersey, Pennsylvania. |
| Washington, D. C. | 1624 H St. NW., Washington 25, D. C. | Washington, D. C., Maryland, North Carolina, Virginia, West Virginia. |
| Cleveland, Ohio | 116 Federal Bldg., Cleveland 14, Ohio. | Kentucky, Michigan, Ohio. |
| Chicago, Ill. | 226 West Jackson Blvd., Chicago 6, Ill. | Illinois, Indiana, Wisconsin. |
| Atlanta, Ga. | Grand Theatre Bldg., 157 Peachtree St. NE., P. O. Box 1418, Old Post Office Bldg., Atlanta 3, Ga. | Alabama, Florida, Georgia, Mississippi, South Carolina, Tennessee. |
| Minneapolis, Minn. | 406 Pence Bldg., 8th and Hennepin Ave., Minneapolis 3, Minn. | Iowa, Minnesota, Nebraska, North Dakota, South Dakota. |
| Kansas City, Mo. | 2703–2710 Fidelity Bldg., 911 Walnut St., Kansas City 6, Mo. | Arkansas, Kansas, Missouri, Oklahoma. |
| Dallas, Tex. | 1114 Commerce St., Dallas 2, Tex. | Louisiana, New Mexico, Texas. |
| Denver, Colo. | 410 Burns Vault Bldg., 1536 Welton Ave., Denver, Colo. | Colorado, Idaho, Montana, Utah, Wyoming. |
| San Francisco, Calif. | 568 Federal Office Bldg., Civic Center, San Francisco 3, Calif. | Arizona, California, Nevada, Oregon, Washington. |

(c) *Territorial offices of the Department of Labor.* Territorial offices of the Department are the channels through which operating relationships are maintained with Territorial public employment service agencies and local public employment offices in Alaska and Hawaii. Similarly, the territorial office of the Department in Puerto Rico is the channel through which operating relationships are maintained with the United States Employment Service for veterans in Puerto Rico and the Virgin Islands. The addresses of the territorial offices of the Department are set forth in § 2.001 of this title.

(d) *State and local public employment offices.* These are administered by the several States, under approved State plans approved by the Secretary of Labor, and with funds granted in accordance with the Wagner-Peyser Act, as amended. Such offices are staffed exclusively by State employees.

(e) *Public Employment Service for the District of Columbia.* The public employment service for the District of Columbia, which is headed by a director, is operated under the supervision and control of the United States Employment Service through the Regional Director, Region IV. It is composed of local public employment offices and the District Director's Office, the address of which is: Director, U. S. Employment Service for the District of Columbia, 1623 H Street, NW., Washington, D. C.

(f) *United States Employment Service for Veterans in Puerto Rico and the Virgin Islands.* An employment service is operated in Puerto Rico and the Virgin Islands under the supervision and control of the United States Employment Service, through the departmental Territorial Representative for Puerto Rico. It is composed of local employment offices in Puerto Rico and the Virgin Islands and the office of the U. S. Employment Service Director and Veterans' Employment Representative for Puerto Rico, the address of which is: Director, U. S. Employment Service for Puerto Rico, San Juan, Puerto Rico.

§ 20.3 *Delegations of final authority.* Under authority of regulations issued by the Secretary of Labor (Part 21 of this chapter) the Director of the United States Employment Service promulgated policies (Part 23 of this chapter), issues such instructions as may be necessary to implement regulations and standards of the Secretary of Labor (Parts 21, 22, 24, and 25 of this chapter); establishes and maintains an Employment Service Manual; and approves State plans for the operation of public employment offices in accordance with the Wagner-Peyser Act, as amended. Full administrative responsibility for operation of the United States Employment Service for the District of Columbia is delegated to the director thereof, subject to the general supervision of the Regional Director of the United States Employment Service in matters of policy and budgetary control. Full administrative responsibility for operation of the United States Employment Service for Veterans in Puerto Rico and the Virgin Islands is delegated to the U. S. Employment Service Director and Veterans Employment Representative for Puerto Rico under the direction and supervision of the Departmental Territorial Representative for Puerto Rico.

§ 20.4 *Disclosure of information.* Policies of the United States Employment Service governing disclosure of official information (Part 23 of this chapter) are applicable to information obtained by the United States Employment Service from applicants and employers in connection with the operation of the National Clearing House and the interstate placement program. Such policies are applicable to employment service operations in the District of Columbia, Puerto Rico and the Virgin Islands. Rules of the Department of Labor governing disclosure of official information, set forth in §§ 2.7 and 2.8 of this title, are applicable to all other records of the United States Employment Service. Requests for general information concerning the work of the Service should be addressed to the Director, United States Employment Service, Department of Labor Building, Washington 25, D. C., or to the nearest field office at the locations listed above. Requests for information concerning operation of public employment offices in the District of Columbia should be addressed to the Director, U. S. Employment Service for the District of Columbia, at the address stated above. Requests for information concerning operation of the Veterans' Employment Service in Puerto Rico and the Virgin Islands should be addressed to the Director, United States Employment Service, Department of Labor Building, Washington 25, D. C., or to the Director, U. S. Employment Service for Puerto Rico, at the address stated above.

SUBPART B—ADMINISTRATIVE PROCEDURES WITH RESPECT TO GRANTS-IN-AID TO THE STATES

§ 20.5 *Submission and approval of State plans.* State public employment service agencies prepare and submit plans of operation and budgets to the United States Employment Service, through its field offices, for approval under the Wagner-Peyser Act, as amended, in accordance with regulations and instructions issued by the Secretary of Labor (Parts 21 and 22 of this chapter), policies of the United States Employment Service (Part 23 of this chapter), personnel merit system standards (Part 24 of this chapter), and fiscal standards (Part 25 of this chapter). Technical assistance in the preparation of State plans and budgets is provided, upon request by members of the regional and headquarters staffs of the United States Employment Service and territorial offices of the Department of Labor. Plans and budgets are reviewed initially in regional and territorial offices and, if necessary, further negotiations are conducted to clarify or review such materials. Upon completion of regional and territorial office action plans and budgets receive final review in the headquarters office. If further negotiation is necessary to effect compliance with Federal statutes and requirements thereunder such action is taken normally through regional or territorial offices. Plans found to be in conformity with Federal requirements are recommended for approval of the Secretary of Labor by the Director of the United States Employment Service and the State agencies are notified.

Amendments of State plans and supplementary budgets proceed through the same general process which governs submission and approval of original plans and budgets.

State agencies which administer funds granted for public employment services under the Wagner-Peyser and Servicemen's Readjustment Acts, as amended, and also administer funds granted for administration of employment compensation laws under Title III of the Social Security Act, as amended, may submit joint budgets to the Secretary of Labor and Federal Security Administrator under authority of the Labor-Federal Security Appropriation Act, 1947. Review of such budgets by the United States Employment Service is coordinated with budget reviews conducted by the Social Security Administration.

In like manner, reviews of State merit system standards applicable to employment service administration are coordinated with reviews conducted by the Social Security Administration in accordance with the Labor-Federal Security Appropriation Act, 1947.

§ 20.6 *Certification of funds.* From time to time funds are certified by the Secretary of Labor for payment to a State, upon approval of the State's plan and budget, in the amounts which the Secretary of Labor determines to be necessary for proper and efficient adminis-

tration of the State's public employment offices. Such certifications are transmitted by the Secretary of Labor directly to the Secretary of the Treasury.

§ 20.7 *Forms and instructions.* No forms are prescribed for State plans of operation, but instructions governing their preparation and content are set forth in Part 22 of this chapter. Forms and instructions used by State agencies in connection with preparation of budgets, and reports of employment office operations are available upon request from the United States Employment Service, Washington 25, D. C., or from any regional or territorial office.

§ 20.8 *Review and audit of State and local administration.* Continuing review of State and local administration is conducted by the United States Employment Service to determine that State public employment service agencies are adhering to the provisions of Federal statutes and requirements thereunder. Special surveys and studies are conducted from time to time by the United States Employment Service for the purpose of developing improved methods and techniques in public employment office operation. Audits are conducted periodically by the United States Employment Service to determine that expenditures are made for purposes for which granted and in accordance with governing Federal statutes, regulations, and approved State plans and budgets. If an audit results in exceptions, the State agency is furnished with a preliminary report for its comments thereon. The State agency may appeal to the Secretary of Labor from action which is taken on any such audit exception. The Secretary's determination is final. The Secretary advises the State agency of his determination. If he sustains the exception, he requests appropriate action by the State to replace the amount involved; if such action is not taken by the State, he requires appropriate deduction to be made from subsequent grants to the State and advises the State that it will be required to contribute from other funds an amount equal to such deduction.

§ 20.9 *Withholding or revoking certifications.* Certifications for a State may be revoked or withheld whenever a substantial failure to comply with the State's approved plan of operations has occurred or moneys paid to a State public employment service agency have not been expended in accordance with the provisions of the Wagner-Peyser Act, as amended.

Provisions governing procedure in such cases are set forth in § 21.20 of this chapter. However, such procedure is not invoked until after reasonable efforts have been made by regional, or territorial, and headquarters office representatives to resolve the questions involved. Further, such procedure does not foreclose continued negotiations with State officials who are at all times accorded opportunity to demonstrate or achieve compliance with Federal statutes and requirements thereunder.

Signed at Washington, D. C., this 15th day of April 1948.

DAVID A. MORSE,
*Acting Secretary of Labor.*

[F. R. Doc. 48-3550; Filed, Apr. 22, 1948; 8:45 a. m.]

# TITLE 31—MONEY AND FINANCE: TREASURY

## Chapter II—Fiscal Service, Department of the Treasury

### Subchapter A—Bureau of Accounts

[Dept. Circ. 570, Rev. Apr. 20, 1943, 1948, 18th Supp.]

### PART 226—SURETY COMPANIES ACCEPTABLE ON FEDERAL BONDS

BUCKEYE UNION CASUALTY CO.

APRIL 19, 1948.

A certificate of authority has been issued by the Secretary of the Treasury to the following company under the act of Congress approved August 13, 1894, 28 Stat. 279–80, as amended by the act of Congress approved March 23, 1910, 36 Stat. 241 (6 U. S. C. 6–13), as an acceptable surety on Federal bonds. An underwriting limitation of $129,000.00 has been established for the company. Further details as to the extent and localities with respect to which the company is acceptable as surety on Federal bonds will appear in the next issue of Treasury Department Form 356, copies of which, when issued, may be obtained from the Treasury Department, Bureau of Accounts, Section of Surety Bonds, Washington 25, D. C.

Section 226.1 *Surety companies acceptable on Federal bonds; acceptable reinsurance companies,* is hereby amended by adding the following company:

NAME OF COMPANY, LOCATION OF PRINCIPAL EXECUTIVE OFFICE AND STATE IN WHICH INCORPORATED

OHIO

The Buckeye Union Casualty Company, Columbus.

(28 Stat. 279–80, 36 Stat. 241; 6 U. S. C. 6–13)

[SEAL] E. H. FOLEY, Jr.,
*Acting Secretary of the Treasury.*

[F. R. Doc. 48-3622; Filed, Apr. 22, 1948; 8:47 a. m.]

# TITLE 32—NATIONAL DEFENSE

## Chapter VIII—Office of International Trade, Department of Commerce

### Subchapter B—Export Control

[Amdt. 402]

### PART 802—GENERAL LICENSES

COUNTRY GROUPS

Section 802.3 *General license country groups,* is amended in the following particulars:

Paragraph (a) is amended by removing from Country Group O and adding to Country Group R the following destinations: "French North Africa (including French Morocco, Algeria and Tunisia)."

Shipments to the above destinations of commodities previously exportable under the country group general license which were on dock, on lighter, laden aboard an exporting carrier or in transit to a port of exit pursuant to an actual order for export prior to the effective date of this amendment, may be exported under the previous general license provisions up to and including May 20, 1948.

(Sec. 6, 54 Stat. 714, 55 Stat. 206, 56 Stat. 463, 58 Stat. 671, 59 Stat. 270, 60 Stat. 215, 61 Stat. 214, Pub. Law 395, 80th Cong.; 50 U. S. C. App. and Sup. 701, 702; E. O. 9630, Sept. 27, 1945, 10 F. R. 12245; E. O. 9919, Jan. 3, 1948, 13 F. R. 59)

This amendment shall become effective April 20, 1948.

Dated: April 16, 1948.

FRANCIS MCINTYRE,
*Assistant Director,*
*Office of International Trade.*

[F. R. Doc. 48-3624; Filed, Apr. 22, 1948; 8:47 a. m.]

[Amdt. 403]

### PART 818—CONSOLIDATED LICENSE FOR TEXTILES

REVOCATION

Part 818, "Consolidated License for Textiles," is hereby revoked. The revocation of this part does not affect the validity of outstanding valid licenses issued thereunder. Such export licenses may be used in accordance with the terms, conditions and limitations thereof, until the full amount licensed for export has been shipped or until the validity period of the license has expired, whichever is sooner.

(Sec. 6, 54 Stat. 714, 55 Stat. 206, 56 Stat. 463, 58 Stat. 671, 59 Stat. 270, 60 Stat. 215, 61 Stat. 214, 61 Stat. 321, Pub. Law 395, 80th Cong.; 50 U. S. C., App. and Sup. 701, 702; E. O. 9630, Sept. 27, 1945, 10 F. R. 12245, E. O. 9919, Jan. 3, 1948, 13 F. R. 59)

This amendment shall become effective April 22, 1948.

Dated: April 14, 1948.

FRANCIS MCINTYRE,
*Assistant Director,*
*Office of International Trade.*

[F. R. Doc. 48-3625; Filed, Apr. 22, 1948; 8:56 a. m.]

## Chapter XXIII—War Assets Administration

[Reg. 1, Amdt. 8]

### PART 8301—DESIGNATION OF DISPOSAL AGENCIES AND PROCEDURES FOR REPORTING SURPLUS PROPERTY LOCATED WITHIN THE CONTINENTAL UNITED STATES, ITS TERRITORIES AND POSSESSIONS

War Assets Administration Regulation 1, October 1, 1947, as amended through March 25, 1948, entitled "Designation of Disposal Agencies and Procedures for Re-

porting Surplus Property Located Within the Continental United States, Its Territories and Possessions" (12 F. R. 6661, 7810, 13 F. R. 1647), is hereby further amended as follows:

1. Section 8301.4 is amended by changing the last sentence to read as follows: "No disposal agency other than the State Department shall dispose of any arms, ammunition, and implements of war as defined by the President's Proclamation No. 2717 of February 14, 1947 (12 F. R. 1127), and facilities intended for the production thereof, to any foreign government without the consent in writing of the State Department; and no disposals of such property by the State Department or any other disposal agency shall be made without the concurrence of the National Military Establishment."

2. Section 8301.15 is amended to read as follows:

§ 8301.15 *Withdrawals*—(a) *Personal property.* With the consent of the disposal agency, an owning agency may withdraw personal property which it has declared surplus and for which a declaration has been transmitted to such disposal agency pursuant to this part: *Provided, however,* That such withdrawals may be made only (1) on the forms prescribed by § 8301.53 [1] under this part, and (2) upon the agreement of the owning agency to pay all freight charges in connection with the movement of the property to the point designated by such agency, in cases where the disposal agency has assumed custody and accountability.

(b) *Real property.* A request by an owning agency for the withdrawal of a declaration of surplus real property shall be transmitted to the Administration by the filing of WAA Form 1005 (formerly Form SPB-5) containing justification for the requested withdrawal. The Administration, after consideration of the request and any additional evidence deemed appropriate, shall approve or disapprove the request and notify the owning agency accordingly.

(c) For the purposes of this section, the National Military Establishment, established by the National Security Act of 1947 (Public Law 253, 80th Congress), Departments of the Army, Navy and Air Force or constituent units thereof shall be considered as the owning agency with respect to any property declared surplus in declarations by the War Department (now Department of the Army), the Navy Department (now Department of the Navy), or the Department of the Air Force.

(Surplus Property Act of 1944, as amended (58 Stat. 765, as amended; 50 U. S. C. App. Sup. 1611); Public Law 181, 79th Congress (59 Stat. 533; 50 U. S. C. App. Sup. 1614a, 1614b); and Reorganization Plan 1 of 1947 (12 F. R. 4534)

This amendment shall be effective April 21, 1948.

JESS LARSON,
*Administrator.*

APRIL 16, 1948.

[F. R. Doc. 48-3707; Filed, Apr. 22, 1948; 11:37 a. m.]

[1] WAA Reg. 1, Order 3 (11 F. R. 6774, 9572, 14490)

## TITLE 49—TRANSPORTATION AND RAILROADS

### Chapter II—Office of Defense Transportation

PART 500—CONSERVATION OF RAIL EQUIPMENT

SHIPMENTS OF NEW FRESH HARVESTED IRISH POTATOES

CROSS REFERENCE: For an exception to the provisions of § 500.72, see Part 520 of this chapter, *infra.*

[General Permit ODT 18A, Rev. 39A]

PART 520—CONSERVATION OF RAIL EQUIPMENT; EXCEPTIONS, PERMITS AND SPECIAL DIRECTIONS

SHIPMENTS OF NEW FRESH HARVESTED IRISH POTATOES

Pursuant to Title III of the Second War Powers Act, 1942, as amended, Executive Order 8989, as amended, Executive Order 9729, as amended, Executive Order 9919, and General Order ODT 18A, Revised, as amended, General Permit ODT 18A, Revised 39 shall be superseded, and it is hereby ordered, that:

§ 520.540 *Shipments of new fresh harvested Irish potatoes.* Notwithstanding the restrictions contained in § 500.72 of General Order ODT 18A, Revised, as amended (11 F. R. 8229, 8829, 10616, 13320, 14172; 12 F. R. 1034, 2386), or in Items 470, 475 and 480 of Special Direction ODT 18A-2A, as amended (9 F. R. 118, 4247, 13008; 10 F. R. 2523, 3470, 14906; 11 F. R. 1358, 13793, 14114; 12 F. R. 8025; 13 F. R. 1831) any person may offer for transportation and any rail carrier may accept for transportation at point of origin, forward from point of origin, or load and forward from point of origin, any carload freight consisting of new fresh harvested Irish potatoes:

(a) When the origin point of any such freight is any point or place within the United States except a point or place in the States of Arizona, California or New Mexico, and the quantity loaded in the car is not less than 36,000 pounds when such freight is iced or when ice is available for placing in the car, and not less than 30,000 pounds when ice is not available at the shipping point for placing in the car.

(b) When the origin point of any such freight is any point or place in the States of Arizona, California or New Mexico, and the quantity loaded in the car is not less than 36,000 pounds.

This General Permit 18A, Revised-39A shall become effective April 22, 1948, and shall expire May 31, 1948.

General Permit ODT 18A, Revised-39 (13 F. R. 1931), is hereby revoked as of the effective date of this General Permit ODT 18A, Revised-39A.

(54 Stat. 676, 55 Stat. 236, 56 Stat. 177, 58 Stat. 827, 59 Stat. 658, 60 Stat. 345, 61 Stat. 34, 321, Pub. Law 395, 80th Cong.; 50 U. S. C. App. Sup. 633, 645, 1152; E. O. 8989, Dec. 18, 1941, 6 F. R. 6725; E. O. 9389, Oct. 18, 1943, 8 F. R. 14183; E. O. 9729, May 23, 1946, 11 F. R. 5641; E. O. 9919, Jan. 3, 1948, 13 F. R. 59)

Issued at Washington, D. C. this 20th day of April 1948.

J. M. JOHNSON,
*Director,*
*Office of Defense Transportation.*

[F. R. Doc. 48-3637; Filed, Apr. 22, 1948; 8:48 a. m.]

# NOTICES

## FEDERAL POWER COMMISSION

[Docket No. G-1024]

ARKANSAS LOUISIANA GAS CO.

NOTICE OF APPLICATION

APRIL 16, 1948.

Notice is hereby given that on March 22, 1948, Arkansas Louisiana Gas Company (Applicant), a Delaware corporation, with its principal place of business at Shreveport, Louisiana, filed an application for a certificate of public convenience and necessity, pursuant to section 7 of the Natural Gas Act, as amended, authorizing Applicant to construct and operate certain natural gas facilities, subject to the jurisdiction of the Commission, described as follows:

Approximately 16.3 miles of 6" and 6⅝" O. D. welded pipe line, to be known as Line LT-2, to extend from a point in Section 22, Township 23 North, Range 1 West, in the Haynesville Field, of Clairborne Parish, Louisiana, in a northerly direction to the Columbia Gas Treating Plant, owned by Arkansas Fuel Oil Company, and located in Section 9, Township 18 South, Range 21 West, Columbia County, Arkansas, including dehydrating, metering, regulating, and appurtenant facilities; and

Gathering system in the Haynesville Field for the present or immediate future connection of 8 wells, consisting of approximately 3 miles of 4", 3", or 2½" and 2" welded pipe line, including metering, regulating and appurtenant facilities.

Applicant states the proposed facilities are intended for the transportation of natural gas produced in the Haynesville Field of Claiborne Parish, Louisiana, to the gasoline extraction plant of Arkansas Fuel Oil Company, an affiliate of Applicant, located in Columbia County, Arkansas, and will be used primarily for supplementing the supply of natural gas to consumers located within the State of Arkansas.

It is stated in the application that reserves of gas in certain of the fields from

which Applicant presently obtains its supplies are declining, and that a recycling program for the McKamie field of LaFayette County, Arkansas which is about to be instituted will eliminate a daily gas supply of from 10,000 to 15,000 Mcf of gas now available to Applicant and will cause additional load to be placed on Applicant's pipe line system. Applicant expects the proposed facilities to supplement the gas reserves presently attached to its system by making available additional supplies of natural gas from the Haynesville Field which the application estimates has reserves totalling approximately 76,000,000 Mcf of natural gas. Ultimate availability of gas is expected by Applicant to exceed 35,000 Mcf per day in gross, and it will withdraw a minimum of 3,650,000 Mcf annually. The proposed line, LT–2 will have a capacity of 8,000 Mcf daily, operating on a 100% load factor, which will be increased to 19,000 Mcf daily when sufficient wells in the Haynesville Field have been drilled to warrant additional withdrawals. Applicant states that the construction of the proposed facilities will, in addition to supplementing the gas supply available to its system, serve as a conservation measure by providing a market for natural gas which presently is being flared in the Haynesville Field.

Applicant states that the construction of the proposed facilities will not result in any increase in rates to consumers and that no service to new customers other than those anticipated in line with normal growth is involved.

It is stated in the application that the estimated overall capital cost of construction for the proposed facilities, exclusive of the gathering system will be $209,838, and that the gathering system will cost $44,973, making a total overall cost of $254,811 which will be financed from Applicant's cash reserve. It is proposed that new and used plain end pipe will be used in the construction of the proposed facilities.

Any interested State commission is requested to notify the Federal Power Commission whether the application should be considered under the cooperative provisions of Rule 37 of the Commission's rules of practice and procedure (18 CFR 1.37) and, if so, to advise the Federal Power Commission as to the nature of its interest in the matter and whether it desires a conference, the creation of a board, or a joint or concurrent hearing, together with reasons for such request.

The application of Arkansas Louisiana Gas Company is on file with the Commission and is open to public inspection. Any person desiring to be heard or to make any protest with reference to the application shall file with the Federal Power Commission, Washington 25, D. C., not later than 15 days from the date of publication of this notice in the FEDERAL REGISTER, a petition to intervene or protest. Such petition or protest shall conform to the requirements of Rule 8 or 10, whichever is applicable, of the rules of practice and procedure (as amended on June 16, 1947) (18 CFR 1.8 or 1.10).

[SEAL] LEON M. FUQUAY,
*Secretary.*

[F. R. Doc. 48–3613; Filed, Apr. 22, 1948; 8:46 a. m.]

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[Docket No. G–1030]

PHILADELPHIA ELECTRIC CO.

NOTICE OF APPLICATION

APRIL 16, 1948.

Notice is hereby given that on April 7, 1948, an application was filed with the Federal Power Commission by Philadelphia Electric Company (Applicant), a Pennsylvania corporation with its principal place of business at Philadelphia, Pennsylvania, for an order pursuant to section 7 of the Natural Gas Act, as amended.

1. Authorizing the construction and operation of the following described natural-gas facilities:

(a) Approximately 1.2 miles of 12-inch natural-gas pipeline from the intersection of Flower Street and the right-of-way of The Baltimore & Ohio Railroad Company near the Chester City, Pennsylvania, boundary to the Tilghman Street production plant of Applicant, and which pipeline will serve as a connecting line with Texas Eastern Pipeline Company facilities.

(b) Approximately 4 miles of 12-inch natural-gas pipeline to connect the facilities of Applicant with those owned by Delaware Power and Light Company, the proposed construction commencing at a connection at 4th and Booth Streets in Chester, Pennsylvania, with its 12-inch gas main from the Tilghman Street plant and extend to Ridge Road at the Pennsylvania-Delaware State boundary, together with metering facilities.

2. Authorizing the operation of the following described existing facilities:

(a) Approxmately 1.1 miles of 16-inch and 6.9 miles of 12-inch pipeline, together with metering and gas pumping facilities, which pipeline extends from Applicant's Tilghman Street plant in Chester, Pennsylvania, to the Pennsylvania-Delaware State line, near Booth corner, Pennsylvania, and 1.4 miles of 12-inch pipeline extending from Applicant's Tilghman Street plant to 4th and Booth Streets in Chester, Pennsylvania, the said facilities to be used for proposed sale of natural gas to Delaware Power & Light Company.

(b) Approximately 21.1 miles of 12-inch pipeline extending from a point on the Montgomery-Berks County line, near Stowe, Pennsylvania to Port Kennedy, Pennsylvania; dual mains from Port Kennedy to West Conshohocken, Pennsylvania, consisting of approximately 9 miles of 12-inch and 5.3 miles of 8-inch pipelines together with gas metering equipment at Pottstown and gas pumping facilities located at West Conshohocken, Pennsylvania, the said facilities to be used for the proposed sale of natural gas to Consumers Gas Company, Reading, Pennsylvania.

(c) Portion of the facilities described in (a) above extending from Applicant's Tilghman Street Plant in Chester, consisting of approximately 1.1 miles of 16-inch pipe and 6.9 miles of 12-inch pipe, with gas metering and pumping facilities, and which facilites are intended to be used for the proposed sale of natural gas to Chester County Light and Power Company in Pennsylvania, through the use of said facilities to transmit natural gas to Delaware Power and Light Company and by it to be delivered to Chester County Light and Power Company at the point where the Wilmington-Kennett Pike crosses the Delaware State line.

Applicant states that it has executed contracts for the procurement of a supply of natural gas from Texas Eastern Transmission Corporation, which natural gas will be used by Applicant for the most part for mixing with manufactured gas produced by Applicant at its Chester and West Conshohocken plants in Pennsylvania. In addition to furnishing gas from said production plants direct to consumers in Pennsylvania, Applicant requests authority to sell the mixed gas for resale to supply the gas requirements of said Delaware Power and Light Company, operating in the City of Wilmington and vicinity, Delaware; of said Consumers Gas Company operating in the City of Reading and vicinity, Pennsylvania, and of Chester County Light and Power Company operating in Kennett Square and vicinity in Chester County, Pennsylvania. The volumes of manufactured gas presently sold to these companies, together with the annual and maximum day volumes were submitted in evidence in the proceedings before the Federal Power Commission involving Texas Eastern Transmission Company in Docket No. G–880.

Applicant estimates that the over-all capital cost of the facilities proposed to be constructed is $342,150, which will be financed out of the general funds of the Applicant.

Any interested State Commission is requested to notify the Federal Power Commission whether the application should be considered under the cooperative provisions of Rule 37 of the Commission's rules of practice and procedure (18 CFR 1.37) and, if so, to advise the Federal Power Commission as to the nature of its interest in the matter and whether it desires a conference, the creation of a board, or a joint or concurrent hearing, together with reasons for such a request.

The application of Philadelphia Electric Company is on file with the Commission and open to public inspection. Any person desiring to be heard or to make any protest with reference to the application shall file with the Federal Power Commission, Washington 25, D. C., not later than 15 days from the date of publication of this notice in the FEDERAL REGISTER, a petition to intervene or protest. Such petition or protest shall conform to the requirements of Rule 8 or 10, whichever is applicable, of the rules of practice and procedure (as amended on June 16, 1947) (18 CFR 1.8).

[SEAL] LEON M. FUQUAY,
*Secretary.*

[F. R. Doc. 48–3614; Filed, Apr. 22, 1948; 8:46 a. m.]

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[Docket No. ID–760]

ROBERT V. FLEMING

NOTICE OF AUTHORIZATION PURSUANT TO SECTION 305 (b) OF THE FEDERAL POWER ACT

APRIL 19, 1948.

Notice is hereby given that, on April 15, 1948, the Federal Power Commission issued its order entered April 13, 1948,

authorizing Robert V. Fleming to hold certain positions in Potomac Electric Power Company and Braddock Light & Power Company, Inc., pursuant to section 305 (b) of the Federal Power Act, in the above-designated matter.

[SEAL] LEON M. FUQUAY,
*Secretary.*

[F. R. Doc. 48-3615; Filed, Apr. 22, 1948; 8:46 a. m.]

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[Docket No. ID-1093]

LEO F. CHAMBERS

NOTICE OF AUTHORIZATION PURSUANT TO SECTION 305 (b) OF THE FEDERAL POWER ACT

APRIL 19, 1948.

Notice is hereby given that, on April 15, 1948, the Federal Power Commission issued its order entered April 13, 1948, in the above-designated matter, authorizing Leo F. Chambers to hold certain positions in Northern States Power Company (Minnesota), Interstate Light & Power Company (Delaware), St. Croix Falls Wisconsin Improvement Company and St. Croix Power Company, pursuant to section 305 (b) of the Federal Power Act.

[SEAL] LEON M. FUQUAY,
*Secretary.*

[F. R. Doc. 48-3616; Filed, Apr. 22, 1948; 8:46 a. m.]

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[Docket No. E-6124]

GULF STATES UTILITIES CO.

NOTICE OF ORDER AUTHORIZING ISSUANCE OF BONDS

APRIL 19, 1948.

Notice is hereby given that, on April 16, 1948, the Federal Power Commission issued its order entered April 15, 1948, authorizing issuance of bonds in the above-designated matter.

[SEAL] LEON M. FUQUAY,
*Secretary.*

[F. R. Doc. 48-3617; Filed, Apr. 22, 1948; 8:46 a. m.]

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[Docket No. IT-6077]

TEXAS ELECTRIC SERVICE CO. ET AL.

NOTICE OF ORDER FURTHER SUPPLEMENTING ORDERS APPROVING PERMANENT CONNECTIONS FOR EMERGENCY USE ONLY

APRIL 19, 1948.

In the matter of Texas Electric Service Company, Texas Power & Light Company, Dallas Power & Light Company, Community Public Service Company and Southwestern Electric Service Company; Docket No. IT-6077.

Notice is hereby given that, on April 14, 1948, the Federal Power Commission issued its order entered April 13, 1948, further supplementing orders approving permanent connections for emergency use only in the above-designated matter.

[SEAL] LEON M. FUQUAY,
*Secretary.*

[F. R. Doc. 48-3618; Filed, Apr. 22, 1948; 8:46 a. m.]

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[Project No. 1952]

MAVERICK COUNTY WATER CONTROL AND IMPROVEMENT DISTRICT NUMBER ONE

NOTICE OF ORDER AMENDING ORDER AUTHORIZING ISSUANCE OF LICENSE (MAJOR)

APRIL 19, 1948.

Notice is hereby given that, on April 16, 1948, the Federal Power Commission issued its order entered April 13, 1948, amending order authorizing issuance of license (major) in the above-designated matter.

[SEAL] LEON M. FUQUAY,
*Secretary.*

[F. R. Doc. 48-3619; Filed, Apr. 22, 1948; 8:46 a. m.]

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## SECURITIES AND EXCHANGE COMMISSION

[File No. 54-166]

COMMONWEALTH & SOUTHERN CORP. (DEL.) ET AL.

MEMORANDUM OPINION AND ORDER DENYING PETITION FOR REHEARING

At a regular session of the Securities and Exchange Commission held at its office in the city of Washington, D. C., on the 16th day of April 1948.

In the matter of The Commonwealth & Southern Corporation (Delaware), The Commonwealth & Southern Corporation (New York), South Carolina Power Company; File No. 54-166.

The South Carolina Public Service Authority (the Authority) has filed a petition, pursuant to Rule VI of our rules of practice, for a rehearing with respect to our order dated March 25, 1948. The order approved, among other things, a section 11 (e) plan and a proposal, pursuant to section 12 (d) of the Public Utility Holding Company Act of 1935, of The Commonwealth & Southern Corporation (Delaware), hereinafter referred to as "Commonwealth", for the sale by Commonwealth to South Carolina Electric & Gas Company of the outstanding common stock of South Carolina Power Company (Power), a public utility subsidiary of Commonwealth. The order also granted Commonwealth's request that the sale be exempted from the competitive bidding requirements of Rule U-50 of the rules and regulations promulgated under the act. A complete statement of the facts involved in this proceeding and a discussion of the considerations upon which the Commission based its order are contained in the findings and opinion issued by the Commission on March 25, 1948 in connection with the order and need not be repeated here.[1]

The Authority's petition for rehearing is based in very substantial part upon a reassertion of the various arguments originally advanced by it and considered by us in our findings and opinion of March 25, 1948. In these respects it seems clear that no useful purpose would be served by granting a rehearing.

As further ground for rehearing the Authority offers to show that "under the more favorable market conditions now prevailing there is a strong probability that another private bidder will make a more favorable offer for South Carolina Power Company than South Carolina Electric and Gas." In this connection the Authority's petition further states: "Should this Commission order competitive bidding, then to guard against the unlikely event that the Authority might be held by the South Carolina courts to lack the legal right to buy, a group of eastern South Carolina interests and their bankers would try to submit a bid to buy the property as a private concern to work on an interim basis with the Authority."

The proffer of evidence of mere "probability" of a bid or of a prospective attempt to submit a bid is so vague and indefinite as to afford insufficient assurance of improvement over the proposal we have already approved. Ultimate failure actually to receive a higher bid might leave Commonwealth not only without its present contract of sale but with weakened prospects of accomplishing a prompt sale of the common stock of Power at a satisfactory price. We are not persuaded that we should require Commonwealth to undergo these risks by reopening the proceedings.

The Commission having concluded that the Authority's petition states no substantial grounds for rehearing and should be denied:

*It is ordered*, That the petition of the South Carolina Public Service Authority, filed March 31, 1948, requesting a rehearing with respect to the order of the Commission dated March 25, 1948 be, and the same hereby is, denied.

By the Commission.

[SEAL] ORVAL L. DUBOIS,
*Secretary.*

[F. R. Doc. 48-3612; Filed, Apr. 22, 1948; 8:45 a. m.]

[1] "The Commonwealth & Southern Corporation," — S. E. C. — (1948), Holding Company Act Release No. 8080.

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## DEPARTMENT OF JUSTICE

### Office of Alien Property

AUTHORITY: 40 Stat. 411, 55 Stat. 839, Pub. Laws 322, 671, 79th Cong., 60 Stat. 50, 925; 50 U. S. C. and Supp. App. 1, 616, E. O. 9193, July 6, 1942, 3 CFR, Cum. Supp., E. O. 9567, June 8, 1945, 3 CFR, 1945 Supp., E. O. 9788, Oct. 14, 1946, 11 F. R. 11981.

[Vesting Order 10953]

HELENE VON SCHROEDER AND SAVANNAH BANK & TRUST CO.

In re: Trust agreement dated June 21, 1930 between Helene von Schroeder, grantor, and Savannah Bank & Trust Company, trustee. F-28-12570-G-1.

Under the authority of the Trading With the Enemy Act, as amended, Executive Order 9193, as amended, and Executive Order 9788, and pursuant to law, after investigation, it is hereby found:

1. That Peter Ernst Ewald von Schroeder and Mrs. Nanna Amalia Strauss, whose last known address is Germany, are residents of Germany and nationals of a designated enemy country (Germany);

2. That all right, title, interest and claim of any kind or character whatsoever of the persons named in subparagraph 1 hereof, in and to and arising out of or under that certain trust agree-

ment dated June 21, 1930, by and between Helene von Schroeder and Savannah Bank & Trust Company, Savannah, Georgia, presently being administered by the Savannah Bank & Trust Company, trustee, Savannah, Georgia,

is property within the United States owned or controlled by, payable or deliverable to, held on behalf of or on account of, or owing to, or which is evidence of ownership or control by, the aforesaid nationals of a designated enemy vountry (Germany);

and it is hereby determined:

3. That to the extent that the persons named in subparagraph 1 hereof are not within a designated enemy country, the national interest of the United States requires that such persons be treated as nationals of a designated enemy country (Germany).

All determinations and all action required by law, including appropriate consultation and certification, having been made and taken, and, it being deemed necessary in the national interest,

There is hereby vested in the Attorney General of the United States the property described above, to be held, used, administered, liquidated, sold or otherwise dealt with in the interest of and for the benefit of the United States.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of Executive Order 9193, as amended.

Executed at Washington, D. C., on March 29, 1948.

For the Attorney General.

[SEAL] HAROLD I. BAYNTON,
*Deputy Director,*
*Office of Alien Property.*

[F. R. Doc. 48-3629; Filed, Apr. 22, 1948; 8:48 a. m.]

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[Vesting Order 11051]

MARGARET PFEIFFER ET AL.

In re: Real property and claim owned by Margaret Pfeiffer, Mina Debach and Johanna Reeb.

Under the authority of the Trading With the Enemy Act, as amended, Executive Order 9193, as amended, and Executive Order 9788, and pursuant to law, after investigation, it is hereby found:

1. That Margaret Pfeiffer, Mina Debach and Johanna Reeb, whose last known addresses are Germany, are residents of Germany and nationals of a designated enemy country (Germany);

2. That the property described as follows: a. Real property, situated in the City and County of Philadelphia, State of Pennsylvania, particularly described in Exhibit A, attached hereto and by reference made a part hereof, together with all hereditaments, fixtures, improvements and appurtenances thereto, and any and all claims for rents, refunds, benefits or other payments arising from the ownership of such property, and

b. That certain debt or other obligation owing to the persons named in subparagraph 1 hereof, by Henry Birkenheuer, 420 West Girard Avenue, Philadelphia, Pennsylvania, arising out of rentals due and unpaid from the real property described in subparagraph 2-a hereof, and any and all rights to demand, enforce and collect the same,

is property within the United States owned or controlled by, payable or deliverable to, held on behalf of or on account of, or owing to, or which is evidence of ownership or control by, the aforesaid nationals of a designated enemy country (Germany);

and it is hereby determined:

3. That to the extent that the persons named in subparagraph 1 hereof are not within a designated enemy country, the national interest of the United States requires that such persons be treated as nationals of a designated enemy country (Germany).

All determinations and all action required by law, including appropriate consultation and certification, having been made and taken, and, it being deemed necessary in the national interest,

There is hereby vested in the Attorney General of the United States the property described in subparagraph 2-a hereof, subject to recorded liens, encumbrances and other rights of record held by or for persons who are not nationals of designated enemy countries, and

There is hereby vested in the Attorney General of the United States the property described in subparagraph 2-b hereof,

All such property so vested to be held, used, administered, liquidated, sold or otherwise dealt with in the interest of and for the benefit of the United States.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of Executive Order 9193, as amended.

Executed at Washington, D. C., on April 9, 1948.

For the Attorney General.

[SEAL] DAVID L. BAZELON,
*Assistant Attorney General,*
*Director, Office of Alien Property.*

EXHIBIT A

All that certain lot or piece of ground with the buildings and improvements thereon erected, situate in the 16th Ward of the City of Philadelphia and described according to a survey thereof, made by F. Bloch, Esq., Surveyor and Regulator for the 4th District of the City of Philadelphia on the 11th day of December A. D. 1905, as follows:

Beginning at a point on the South side of Girard Avenue at the distance of twenty-nine feet one inch Westwardly from the West side of Leithgow Street; containing in front or breadth on the said Girard Avenue fourteen feet eleven inches and extending of that width in length or depth Southwardly parallel with the said Leithgow Street forty two feet four inches including a two feet wide alley in the rear thereof. Together with the right, liberty and privilege of the aforesaid alley and together with all and singular the buildings, improvements, ways, streets, alleys, passages, waters, water courses, rights, liberties, privileges, hereditaments and appurtenances whatsoever thereunto belonging or in anywise appertaining.

[F. R. Doc. 48-3590; Filed, Apr. 21, 1948; 8:49 a. m.]

[Vesting Order 11055]

AUGUSTA KUSTER

In re: Rights of Augusta Kuster under insurance contract. File D-28-28741-H-1.

Under the authority of the Trading With the Enemy Act, as amended, Executive Order 9193, as amended, and Executive Order 9788, and pursuant to law, after investigation, it is hereby found:

1. That Augusta Kuster, whose last known address is Germany, is a resident of Germany and a national of a designated enemy country (Germany);

2. That the net proceeds due or to become due under a contract of insurance evidenced by Policy No. 11,522,079 issued by the New York Life Insurance Company, New York, New York to Anton Kuster, together with the right to demand, receive and collect said net proceeds,

is property within the United States owned or controlled by, payable or deliverable to, held on behalf of or on account of, or owing to, or which is evidence of ownership or control by, the aforesaid national of a designated enemy country (Germany);

and it is hereby determined:

3. That to the extent that the person named in subparagraph 1 hereof is not within a designated enemy country, the national interest of the United States requires that such person be treated as a national of a designated enemy country (Germany).

All determinations and all action required by law, including appropriate consultation and certification, having been made and taken, and, it being deemed necessary in the national interest,

There is hereby vested in the Attorney General of the United States the property described above, to be held, used, administered, liquidated, sold or otherwise dealt with in the interest of and for the benefit of the United States.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of Executive Order 9193, as amended.

Executed at Washington, D. C., on April 9, 1948.

For the Attorney General.

[SEAL] DAVID L. BAZELON,
*Assistant Attorney General,*
*Director, Office of Alien Property.*

[F. R. Doc. 48-3592; Filed, Apr. 21, 1948; 8:49 a. m.]

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[Vesting Order 11061]

ALICE E. SCHUMAN

In re: Estate of Alice E. Schuman, also called Alice E. Schumann, also called Alice Schuman, deceased.

Under the authority of the Trading With the Enemy Act, as amended, Executive Order 9193, as amended, and Executive Order 9788, and pursuant to law, after investigation, it is hereby found:

1. That Harry Rickhoff, Heinrich Rickhoff, Edward Rickhoff, Alfons Rick-

hoff, Wilhelm Rickhoff and Franz Rickhoff, whose last known address is Germany, are residents of Germany and nationals of a designated enemy country (Germany);

2. That the children, names unknown, of Harry Rickhoff, who there is reasonable cause to believe are residents of Germany, are nationals of a designated enemy country (Germany);

3. That all right, title, interest and claim of any kind or character whatsoever of the persons identified in subparagraphs 1 and 2 hereof in and to the Estate of Alice E. Schuman, also called Alice E. Schumann, also called Alice Schuman, deceased, is property payable or deliverable to, or claimed by, the aforesaid nationals of a designated enemy country (Germany);

4. That such property is in the process of administration by Albert E. Hill, as administrator, acting under the judicial supervision of the Superior Court of the State of California, in and for the County of Alameda;

and it is hereby determined:

5. That to the extent that the persons named in subparagraph 1 hereof, and the children, names unknown, of Harry Rickhoff, are not within a designated enemy country, the national interest of the United States requires that such persons be treated as nationals of a designated enemy country (Germany).

All determinations and all action required by law, including appropriate consultation and certification, having been made and taken, and, it being deemed necessary in the national interest,

There is hereby vested in the Attorney General of the United States the property described above, to be held, used, administered, liquidated, sold or otherwise dealt with in the interest of and for the benefit of the United States.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of Executive Order 9193, as amended.

Executed at Washington, D. C., on April 9, 1948.

For the Attorney General.

[SEAL] DAVID L. BAZELON,
*Assistant Attorney General,*
*Director, Office of Alien Property.*

[F. R. Doc. 48-3632; Filed, Apr. 22, 1948; 8:48 a. m.]

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[Vesting Order 11064]

HAMBURGER MINERAL OEL IMPORT ERNST JUNG AND J. OSAWA & CO. LTD.

In re: Debts owing to Hamburger Mineral Oel Import Ernst Jung and J. Osawa & Co., Ltd. F-28-967-C-1, F-39-2283-C-3.

Under the authority of the Trading With the Enemy Act, as amended, Executive Order 9193, as amended, and Executive Order 9788, and pursuant to law, after investigation, it is hereby found:

1. That Hamburger Mineral Oel Import Ernst Jung, the last known address of which is Hamburg, Germany, is a corporation, partnership, association or other business organization, organized under the laws of Germany, and which has or, since the effective date of Executive Order 8389, as amended, has had its principal place of business in Germany, and is a national of a designated enemy country (Germany);

2. That J. Osawa & Co., Ltd., the last known address of which is Japan, is a corporation, partnership, association, or other business organization, organized under the laws of Japan, and which has or, since the effective date of Executive Order 8389, as amended, has had its principal place of business in Japan, and is a national of a designated enemy country (Japan);

3. That the property described as follows:

That certain debt or other obligation owing to Hamburger Mineral Oel Import Ernst Jung, by Robert F. Cruickshank Corporation (in liquidation) and/or Helen Louise Cruickshank, Liquidating Director, Robert F. Cruickshank Corporation (in liquidation), Room 2500, 63 Wall Street, New York, New York, in the amount of $1,661.00, as of December 31, 1945, together with any and all accruals thereto, and any and all rights to demand, enforce and collect the same,

is property within the United States owned or controlled by, payable or deliverable to, held on behalf of or on account of, or owing to, or which is evidence of ownership or control by, Hamburger Mineral Oel Import Ernst Jung, the aforesaid national of a designated enemy country (Germany);

4. That the property described as follows: That certain debt or other obligation owing to J. Osawa & Co., Ltd., by Robert F. Cruickshank Corporation (in liquidation) and/or Helen Louise Cruickshank, Liquidating Director, Robert F. Cruickshank Corporation (in liquidation), Room 2500, 63 Wall Street, New York, New York, in the amount of $576.00, as of December 31, 1945, together with any and all accruals thereto, and any and all rights to demand, enforce and collect the same,

is property within the United States owned or controlled by, payable or deliverable to, held on behalf of or on account of, or owing to, or which is evidence of ownership or control by, J. Osawa & Co., Ltd., the aforesaid national of a designated enemy country (Japan);

and it is hereby determined:

5. That to the extent that the person named in subparagraph 1 hereof is not within a designated enemy country, the national interest of the United States requires that such person be treated as a national of a designated enemy country (Germany).

6. That to the extent that the person named in subparagraph 2 hereof is not within a designated enemy country, the national interest of the United States requires that such person be treated as a national of a designated enemy country (Japan).

All determinations and all action required by law, including appropriate consultation and certification, having been made and taken, and, it being deemed necessary in the national interest,

There is hereby vested in the Attorney General of the United States the property described above, to be held, used, administered, liquidated, sold or otherwise dealt with in the interest of and for the benefit of the United States.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of Executive Order 9193, as amended.

Executed at Washington, D. C., on April 9, 1948.

For the Attorney General.

[SEAL] DAVID L. BAZELON,
*Assistant Attorney General,*
*Director, Office of Alien Property.*

[F. R. Doc. 48-3594; Filed, Apr. 21, 1948; 8:50 a. m.]

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[Vesting Order 11065]

F. HERZFELD-WUESTHOFF

In re: Debt owing to F. Herzfeld-Wuesthoff. F-28-22130-C-1.

Under the authority of the Trading With the Enemy Act, as amended, Executive Order 9193, as amended, and Executive Order 9788, and pursuant to law, after investigation, it is hereby found:

1. That F. Herzfeld-Wuesthoff, whose last known address is Unter-Den-Linden 21, Berlin W8, Germany, is a resident of Germany and a national of a designated enemy country (Germany);

2. That the property described as follows: That certain debt or other obligation owing to F. Herzfeld-Wuesthoff, by Langner, Parry, Card and Langner, 120 East 41st Street, New York 17, New York, in the amount of $233.36 as of December 31, 1945, together with any and all accruals thereto, and any and all rights to demand, enforce and collect the same,

is property within the United States owned or controlled by, payable or deliverable to, held on behalf of or on account of, or owing to, or which is evidence of ownership or control by, the aforesaid national of a designated enemy country (Germany);

and it is hereby determined:

3. That to the extent that the person named in subparagraph 1 hereof is not within a designated enemy country, the national interest of the United States requires that such person be treated as a national of a designated enemy country (Germany).

All determinations and all action required by law, including appropriate consultation and certification, having been made and taken, and, it being deemed necessary in the national interest,

There is hereby vested in the Attorney General of the United States the property described above, to be held, used, administered, liquidated, sold or otherwise dealt with in the interest of and for the benefit of the United States.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of Executive Order 9193, as amended.

Executed at Washington, D. C., on April 9, 1948.

For the Attorney General.

[SEAL] DAVID L. BAZELON,
*Assistant Attorney General,*
*Director, Office of Alien Property.*

[F. R. Doc. 48-3595; Filed, Apr. 21, 1948; 8:50 a. m.]

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[Vesting Order 11077]

EMIL LOTTHAMMER

In re: Real property, property insurance policies and a claim owned by Emil Lotthammer.

Under the authority of the Trading With the Enemy Act, as amended, Executive Order 9193, as amended, and Executive Order 9788, and pursuant to law, after investigation, it is hereby found:

1. That Emil Lotthammer, whose last known address is 8 Blauenstrasse, Arlinger, Pforzheim, Baden, Germany, is a resident of Germany and a national of a designated enemy country (Germany);

2. That the property described as follows:

a. Real property, situated in the City of Lockport, County of Niagara, State of New York, particularly described in Exhibit A, attached hereto and by reference made a part hereof, together with all hereditaments, fixtures, improvements and apurtenances thereto, and any and all claims for rents, refunds, benefits or other payments arising from the ownership of such property,

b. All right, title and interest of Emil Lotthammer, in and to the following insurance policies:

Fire and Extended Coverage Policy No. 470929, issued by the Mercantile Insurance Company of America, 150 William Street, New York, New York, in the amount of $7,000.00, which policy expires February 22, 1949, and insures the properties described as Parcels Nos. 1 and 2 in Exhibit A, attached hereto and by reference made a part hereof.

Fire and Extended Coverage Policy No. 464465, issued by the Mercantile Insurance Company of America, 150 William Street, New York, New York, in the amount of $3,000.00, which policy expires August 17, 1948, and insures the properties described as Parcels Nos. 1 and 2 in Exhibit A, attached hereto and by reference made a part hereof,

Fire and Extended Coverage Policy No. 224353, issued by the Northern Insurance Company of New York, 83 Maiden Lane, New York, New York, in the amount of $5,000.00, which policy expires November 1, 1949, and insures the properties described as Parcels Nos. 1 and 2 in Exhibit A, attached hereto and by reference made a part hereof,

Fire and Extended Coverage Policy No. 90-4328 issued by the Globe Republic Insurance Company, 300 Walnut Street, Philadelphia, Pennsylvania, in the amount of $5,300, which policy expires April 14, 1949, and insures the property described as Parcel No. 3 in Exhibit A, attached hereto and by reference made a part hereof,

Fire and Extended Coverage Policy No. 140825, issued by the Western National Insurance Company, 401 California Street, San Francisco, California, in the amount of $3,000.00, which policy expires October 1, 1949, and insures the properties described as Parcel No. 3 in Exhibit A, attached hereto and by reference made a part hereof, and

Owners', Landlords' and Tenants' Liability Insurance Policy No. GB507545, issued by the Standard Accident Insurance Co., 640 Temple Avenue, Detroit, Michigan, in the amount of $10,000.00, which policy insures the properties described as Parcels Nos. 1, 2 and 3 in Exhibit A, attached hereto and by reference made a part hereof, and

c. That certain debt or other obligation owing to Emil Lotthammer by Adolf Schwarz, 85 Regent Street, Lockport, New York, arising out of the collection of rentals from the property described in subparagraph 2-a hereof, and any and all rights to demand, enforce and collect the same,

is property within the United States owned or controlled by, payable or deliverable to, held on behalf of or on account of, or owing to, or which is evidence of ownership or control by, the aforesaid national of a designated enemy country (Germany);

and it is hereby determined:

3. That to the extent that the person named in subparagraph 1 hereof is not within a designated enemy country, the national interest of the United States requires that such person be treated as a national of a designated enemy country (Germany).

All determinations and all action required by law, including appropriate consultation and certification, having been made and taken, and, it being deemed necessary in the national interest,

There is hereby vested in the Attorney General of the United States the property described in subparagraph 2-a hereof, subject to recorded liens, encumbrances and other rights of record held by or for persons who are not nationals of designated enemy countries, and

There is hereby vested in the Attorney General of the United States the property described in subparagraphs 2-b and 2-c hereof,

All such property so vested to be held, used, administered, liquidated, sold or otherwise dealt with in the interest of and for the benefit of the United States.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of Executive Order 9193, as amended.

Executed at Washington, D. C., on April 15, 1948.

For the Attorney General.

[SEAL] DAVID L. BAZELON,
*Assistant Attorney General,*
*Director, Office of Alien Property.*

EXHIBIT A

*Parcel No. 1.* All that tract or parcel of land, situate in the City of Lockport in the County of Niagara and State of New York, being a part of lot number one (1) on Buffalo Street, in said City, according to Jesse P. Haines' engraved map of the Village of Lockport made in 1845, bounded and described as follows: Beginning in the easterly bounds of said Buffalo Street in the middle of a certain stone pillar, which point is forty-two feet and one inch southerly along said easterly bounds from the southerly bounds of Main Street, and running thence north forty-three degrees east along said easterly bounds eighteen feet and ten inches to the westerly line of land heretofore conveyed by Nelson Carman and wife to David Shaeffer; thence south forty-seven degrees east at right angles with Buffalo Street and along said westerly line of Shaeffer's land about thirty feet to lands lately owned by Michael McGrath and conveyed to one Norman O. Allen; thence south eighteen degrees and forty minutes east along the westerly line of said Allen's land about twelve feet to an angle therein; thence north seventy-one degrees and twenty minutes east still bounding on said Allen's land four feet and ten inches; thence south eighteen degrees and forty minutes east parallel with Cottage Street and thirty-nine feet and eight inches west therefrom two feet and three inches; thence south twenty-five degrees east twenty-seven feet and one inch to the southwest corner of said Allen's land; being a point thirty-six feet and six inches west at right angles from Cottage Street and seventy-eight feet and two inches south at right angles from Main Street; thence south seventy-one degrees twenty minutes west eight feet to lands now or formerly owned by Michael Heckel and thence north forty-seven degrees west bounding on said Heckel's land sixty-six feet to the place of beginning.

Together with and subject to all of the rights, privileges and easements contained in a certain agreement in writing dated April 10th, 1835 between John Jackson and Elizabeth R. Tiffany which said agreement is recorded in the Niagara County Clerk's Office in Liber 3 of miscellaneous records at page 466, excepting as such agreement is modified by a certain quit claim deed from Louise M. Hawkes to John Lohrmann, dated July 3d, 1907 and recorded in the Niagara County Clerk's Office January 3d, 1925.

Also all the undivided interest of the party of the first part in and to a strip of land 7½ feet in width, front and rear, across the north side of All that tract or parcel of land situate in the City of Lockport, County of Niagara and State of New York, known and described as a part of city lot number one (1) of Buffalo Street in said City according to a certain map or survey of said City (late village) made by Jesse P. Haines and filed in the office of the Clerk of the said County of Niagara, New York the part of said lot being bounded as follows: Beginning at a point in the west bounds of Cottage Street in said city, seventy-eight (78) feet and two (2) inches from its intersection with the south bounds of Main Street; and running thence westerly at right angles with Cottage Street sixty-six (66) feet; thence southerly parallel with Cottage Street until its intersection with the north line of land deeded by Gillet Bacon and wife to Merchants Gargling Oil Company bearing date March 22d, 1861, and recorded in book of deeds at page 77; thence easterly along the north line about sixty-six (66) feet to the west line of Cottage Street; thence northerly along the said west line to the place of beginning containing more or less.

*Parcel No. 2.* All that tract or parcel of land, situate in the City, Late Village of Lockport, County of Niagara and State of New York, known and described as being part of farm lot number twelve, in the 14th section of township number fourteen in the sixth range of the Holland Land Company's Lands, so called, and more particularly known as being part of Village, now city, lot number one on the south side of Buffalo Street in the Village, now City, of Lockport, aforesaid, according to a map of the Village, now City, of Lockport, aforesaid, made by Jesse P. Haines, surveyor, bounded and described as follows: beginning in the center of a stone column on the south side of Buffalo Street, which

center is twenty-two feet southwesterly from the intersection of the south bounds of Main Street with the south bounds of Buffalo Street; running thence southerly at right angles with Buffalo Street through the center of the east wall of the premises occupied by Nelson Carmon as a meat market on the 21st day of February 1860, to the west line of land owned at that date by Michael McGrath; thence northerly along said McGrath's west line to the south line of Buffalo Street; thence westerly along the south bounds of Buffalo Street to the place of beginning, being a triangular piece of land. And being and intended to be the same premises deeded by Nelson Carmon and wife to David Shaffer by deed dated the 21st day of February 1860, and duly recorded in the Niagara County Clerk's Office in Liber 85 of Deeds at page 119, subject to the right to use the stairway and halls reserved by the said deed, together with any rights or privileges which said first party may have in the stairway and hall of the building adjoining the same on the east.

Also all that tract or parcel of land, situate in the City of Lockport, County of Niagara and State of New York, known and described as and being part of farm lot number twelve in the fourteenth section of township number fourteen in the sixth range of the Holland Land Company's lands, so called and more particularly known as and being part of Village, now City, lot number one on the south side of Buffalo Street, in the Village, now city of Lockport, aforesaid, according to a map of said Village of Lockport, made by Jesse P. Haines, surveyor, in 1845, bounded and described as follows: Beginning at the northwest corner of certain premises deeded by John Lohrmann to Edward F. Smith by deed dated the 10th day of January, 1910, and duly recorded in the Niagara County Clerk's Office in Liber 347 of Deeds at page 94, and running thence southerly along the westerly line of said premises forty-six feet and two inches; thence westerly on a line parallel with Main Street, three feet and six inches; thence northerly on a line parallel with the first mentioned boundary about forty-six feet to the south line of Buffalo Street; thence easterly along the southerly line of Buffalo Street about three feet and six inches to the place of beginning.

And being and intended to be a strip of land three feet and six inches in width adjoining on the east certain premises by Louisa Bendinger to Simon Miller by Warranty Deed dated April 1st, 1925.

*Parcel No. 3.* All that tract or parcel of land situate in the City of Lockport, County of Niagara and State of New York, being lot number forty (40) on the south side of Oliver Street in said City of Lockport, according to a map showing subdivision of part of lot number forty-one (41) High Street made for A. I. Hall by Frehsee and Olmsted, surveyors, July 17th, 1915 and filed in Niagara County Clerk's Office July 19th, 1915, said lot number forty (40) Oliver Street having a frontage of fifty (50) feet on Oliver Street and extending back therefrom one hundred ten (110) feet.

Excepting a strip of land off from the east side of said lot forty (40), two feet wide front and rear and extending back from Oliver Street the whole length of said lot number forty (40) which said two feet was on the 19th day of April, 1922, conveyed to Norman A. Griffin and Hattie S. Griffin.

Also all that tract or parcel of land situate in the City of Lockport, County of Niagara and State of New York, described as and being the north part of lot "K" on the northerly side of High Street said lot is laid down on a map or subdivision of part of lot forty-one (41) of High Street made for A. I. Hall by Frehsee & Olmsted, surveyors, July 17th, 1915 and filed in Niagara County Clerk's Office July 19th, 1915, in cover No. 327 said north part of said lot being bounded as follows: Beginning at the northwest corner of said lot "K" running thence southerly on the west line of said lot fifteen (15) feet six (6) inches; thence easterly fifty (50) feet more or less to a point in the east line of said lot, sixteen (16) feet nine (9) inches thence south of the northeast corner of said lot measured on the east line thereof; thence north along the east line of said lot "K" sixteen (16) feet nine (9) inches to the northeast corner thereof, and thence westerly along the north line of said lot fifty(50) feet to the point or place of beginning containing more or less and being and intended to be all of that part of lot "K" which lies north of a line drawn across said lot from east to west and one hundred eighty feet (180') on both east and west boundaries thereof from the northerly line of High Street in said City of Lockport.

Excepting and reserving from the premises lastly above described a strip of land two feet in width and extending of the same width from the northerly line to the southerly line of said premises, which said strip of land was heretofore deeded to Norman S. Griffin and Hattie S. Griffin, his wife, April 1st, 1925 by warranty deed.

[F. R. Doc. 48-3633; Filed, Apr. 22, 1948; 8:48 a. m.]

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### JACQUES REINHARDT

#### NOTICE OF INTENTION TO RETURN VESTED PROPERTY

Pursuant to section 32 (f) of the Trading With the Enemy Act, as amended, notice is hereby given of intention to return, on or after 30 days from the date of the publication hereof, the following property, subject to any increase or decrease resulting from the administration thereof prior to return, and after adequate provision for taxes and conservatory expenses:

*Claimant; Claim No.; Property and Location*

Jacques Reinhardt, Obenheim, France; 5511; $3,556.13 in the Treasury of the United States.

Executed at Washington, D. C., on April 19, 1948.

For the Attorney General.

[SEAL] DAVID L. BAZELON,
*Assistant Attorney General,*
*Director, Office of Alien Property.*

[F. R. Doc. 48-3636; Filed, Apr. 22, 1948; 8:48 a. m.]

[Vesting Order CE-435, Amdt.]

### COSTS AND EXPENSES INCURRED IN CERTAIN ACTIONS OR PROCEEDINGS IN CERTAIN ILLINOIS, OHIO, TENNESSEE AND WISCONSIN COURTS

Vesting Order No. CE-435, dated February 27, 1948, is hereby amended as follows and not otherwise:

By deleting the words appearing in Column 3 of Item 21 in Exhibit A of said Vesting Order No. CE-435 and substituting therefor the following:

Estate of Dimo Mihoff, deceased, Probate Court, Lucas County, Ohio

All other provisions of said Vesting Order No. CE-435 and all actions taken by or on behalf of the Attorney General of the United States in reliance thereon, pursuant thereto and under the authority thereof are hereby ratified and confirmed.

Executed at Washington, D. C., on April 15, 1948.

For the Attorney General.

[SEAL] DAVID L. BAZELON,
*Assistant Attorney General,*
*Director, Office of Alien Property.*

[F. R. Doc. 48-3634; Filed, Apr. 22, 1948; 8:48 a. m.]

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### WALTER BERNHARD

#### NOTICE OF INTENTION TO RETURN VESTED PROPERTY

Pursuant to section 32 (f) of the Trading With the Enemy Act, as amended, notice is hereby given of intention to return, on or after 30 days from the date of the publication hereof, the following property, subject to any increase or decrease resulting from the administration thereof prior to return, and after adequate provision for taxes and conservatory expenses:

*Claimant; Claim No.; Property and Location*

Walter Bernhard, Berlin-Halensee, Germany; 11657; $19,456.43 in the Treasury of the United States. 600 shares of no par value common capital stock of Pierce Governor Company, Inc., Anderson, Indiana, registered in the name of the Attorney General, presently in custody of the Safekeeping Department of the Federal Reserve Bank of New York.

Executed at Washington, D. C., on April 19, 1948.

For the Attorney General.

[SEAL] DAVID L. BAZELON,
*Assistant Attorney General,*
*Director, Office of Alien Property.*

[F. R. Doc. 48-3635; Filed, Apr. 22, 1948; 8:48 a. m.]